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3/6

21



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ILLUSTRATIONS
OF
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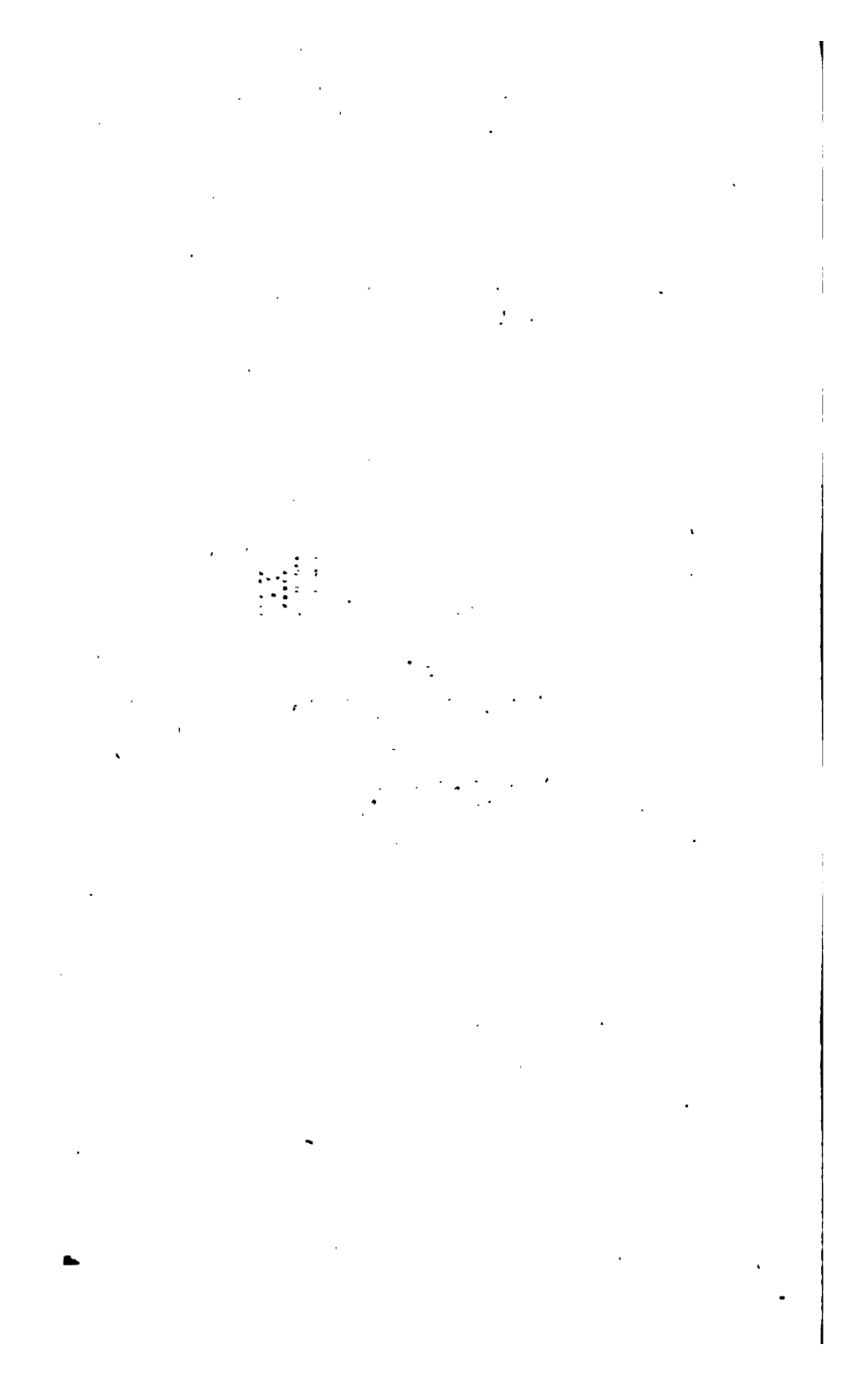
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I have been thinking of you very much lately, and wondering how you are getting on. I hope you are well and happy. I have been very busy lately, but I have managed to find some time to write to you. I have been thinking of you very much lately, and wondering how you are getting on. I hope you are well and happy. I have been very busy lately, but I have managed to find some time to write to you.

JOURNAL
OF THE
Transactions in Scotland,
DURING THE CONTEST
BETWEEN
THE ADHERENTS OF QUEEN MARY,
AND
THOSE OF HER SON,
1570, 1571, 1572, 1573.

BY
RICHARD BANNATYNE, *2. 1605-*
SECRETARY TO
John Knox.

EDINBURGH:
PRINTED BY J. BALLANTYNE & CO.
FOR A. CONSTABLE AND CO. EDINBURGH, AND
J. MURRAY, 32, FLEET-STREET,
LONDON.
1806.



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CONTENTS.

	Page.
I. <i>Journal of the Transactions in Scotland, 1570,</i> 1571, 1572, 1573, <i>by Richard Bannatyne . .</i>	1
II. <i>Letters from Secretary Maitland and the</i> <i>Earl of Mortoun, 1572</i>	474
III. <i>An account of the Death of the Earl of</i> <i>Huntly, 1576</i>	483
IV. <i>Confession of the Earl of Mortoun, 1581 .</i>	493
V. <i>Mutual aggressions by the contending factions,</i> 1570,	519

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PREFACE.

IN the course of various researches into the ancient history of Scotland, it has rather been my object to rescue the scanty materials, for illustrating our national antiquities, from oblivion, than to compose commentaries upon them myself: And chiefly, with this in view, the following pages have been prepared for public inspection.

Two things, the most important, in my opinion, respecting *Bannatyne's Journal*, can admit of little dispute: First, that it is an original work; and, Secondly, that it has been written during the identical period to which it relates; that the events recorded have

frequently been engrossed on the very day when they occurred.

Little is known of the author ; so little, that it is unworthy of repetition here : for I cannot descend to trifling anecdote, a mode of conveying what is considered information, too prevalent at this day. In the course of the work it appears, that he was secretary to the famous reformer John Knox ; and most probably, through his influence, obtained much of the intelligence, to which we can hardly suppose he could otherwise have had access. In particular, it is not likely, that some of the following state-papers, which are wonderfully correct, had that degree of publicity, which would have enabled him to ascertain their contents, without resorting to the authority of the prevailing government.

Soon after the death of Knox, the author made a proposal to the General Assembly of the Church of Scotland, to print certain memorials relative to the ecclesiastical history of the country, subsequent to the year 1564, which had partly been composed by Knox himself,

and partly by the author according to his instructions. The General Assembly approved of the measure, and allowed a sum of money to carry it into execution. It is not known whether any steps were adopted to promote this undertaking, nor can it be ascertained whether the *Journal* formed any part of those memorials. If it did, perhaps it may be considered fortunate for the general interest of history, that the publication has been transferred from the sixteenth to the nineteenth century : because, what is now the most useless to us, the ecclesiastical part, would, in all probability, have chiefly been preserved.

The author labours strenuously to enforce his political opinions. His peculiar situation rendered him hostile to those attached to Mary's interest, and a bitter enemy to all that professed the Catholic faith. The support of his own party depended solely on the depression of the other ; therefore it is not surprising, that he seems, on the whole, to have had politics more in view than religion.

Notwithstanding the numerous instances of intemperate malevolence, and the frequent intrusions of that disgusting vulgarity, which disfigures every work of the age, the author has evidently been a man of considerable learning ; and the reader will even find some awkward attempts at wit. The general stile of the Journal, also, is much superior to the writings of the same period.

If not meant for publication in the shape in which it now appears, this work has been intended for a foundation of some more regular history. Indeed, the desultory manner in which it is written, the repeated want of connection, and the insertion of extraneous subjects and dissertations, detracts infinitely from its value. The manuscript has lost the first nine leaves ; whence there is reason to believe, that the narrative commenced exactly at the death of Regent Murray. Towards the latter part it becomes more irregular, and the termination is abrupt.

Though we cannot trace the history of this manuscript, it certainly was known to some of the older au-

thors. Calderwood, a voluminous ecclesiastical historian, whose chief work still remains unpublished, has founded the same period of his history almost solely upon it ; but he seems ignorant of the author's name. Spottiswoode, in like manner, follows it almost implicitly. And there is even a certain coincidence of narrative in some passages, which renders it probable, that the HISTORIAN of *King James the Sixth*, who preceded the other two, has also seen the Journal. Early in the eighteenth century, Crawford, (the author of the peerage) refers to the manuscript, *penes Robert Miln* ; at whose death, in 1748, it most likely was transferred to the Advocates' Library in Edinburgh.

Considering the defect of materials for illustrating the history of Scotland, during a period so interesting, it is singular, that this Journal should have been almost entirely overlooked by modern historians. So far as I know, Goodall is the only one who quotes it for authority, and this is about half a century ago. It is true, the author's name has been mentioned twice since the year 1800 ; but not by any means from ha-

ving seen his work. Goodall does not disclose where it was deposited : indeed the whole tenor of the work is so very adverse to the opinions he entertained respecting Queen Mary, that I cannot help suspecting, he would have been well pleased that it never came to light. Mary's participation in the murder of her husband, is a matter of indifference to me ; excepting that, for the sake of terminating a controversy, where so much acrimony has been displayed, I could wish her guilt was satisfactorily ascertained ; or, for the credit of human nature, that she might be proved innocent. Certain it is, however, that the unremitting exertions of two centuries have been unable to fix the crime upon her.

Six or seven years ago, when engaged in an examination of all the manuscripts in the Advocates' Library, I found *Bannatyne's Journal* among some papers quite unconnected with the subject. It is entered in no catalogue of the Library, which further induces me to believe, that Goodall, who was many years Librarian there, was solicitous that it should remain in

concealment. These, however, are only simple conjectures, unsupported by evidence.

Whether this manuscript is identically the original, written by Richard Bannatyne, I cannot determine. It is unquestionably of equal antiquity; and some parts bear marks of originality, though in others there are indications of it being a transcript. If this is the case, it has undoubtedly been made immediately after the original was written.

I know very well, that the labour requisite for preserving such memorials from destruction, and adapting them for general use, will be infinitely undervalued; many will even consider it entirely thrown away. I am not insensible of the numerous defects of this volume, nor am I so firmly wedded to antiquarian science, as to suppose, that every thing *must be* valuable, merely because it is old. Very far from it. But the truth is, that the extreme scantiness of materials for illustrating Scottish history, has often forced us to stamp an imaginary value on what would otherwise be most thoroughly despised. Whence an unaccount-

able latitude has been taken of presenting scraps of histories to the public, without even the slightest evidence, that they are of genuine antiquity.

The reader may rest assured, that it would have afforded me as much satisfaction to divest this volume of the trash too frequently obtruded on his notice, as he must suffer anxiety to avoid it : But it was impossible ; for no one can tell where the line of distinction shall be drawn. Each has his favourite pursuit, history, biography, language, or the like. Even the declamations of the popular clergy, and the methods they employed to excite resentment against the unfortunate Mary, may, by some, be considered interesting. Besides, several of the least important parts of the history are so interwoven with the general subject, that they could not possibly be suppressed.

As this Journal, in a manner, analyses its own contents, perhaps there is less occasion for commentary. A few notes are subjoined, though with a sparing hand. Nothing is easier than to overload a volume with observations ; and a strange and reprehensible custom

has insensibly been gaining ground, of perpetually distracting a reader's attention, by obtruding absolute *dissertations* upon him in the form of notes. But this is a liberty that should be used with uncommon moderation. Indeed necessity alone can apologise for it.

A small portion of the volume is not the work of Richard Bannatyne ; but it will not be deemed the less interesting on that account.

The complaints of the contending factions clearly demonstrate the principal causes that contributed so materially to promote their mutual animosity, which was rather inflamed than abated by the umpire chosen to decide.

The letters respecting Secretary Maitland throw considerable light on the politics of the times, as the correspondence of fallen statesmen must always do. Maitland became alarmed for his personal safety, and not without reason : for it has been insinuated by historians, that he committed suicide, to escape the ignominy which he dreaded his enemies were preparing for him.

The account of the earl of Huntly's death presents some illustrations of the manners and popular superstitions of the sixteenth century; for which reason, it must be viewed with a degree of interest. This narrative has evidently been written under a strong propensity to the marvellous, which formerly so eminently prevailed, and would most likely be still perpetuated, were it not for the numberless checks upon it.

The following declaration by the earl of Morton is not new; but it is probably from an older and more authentic copy than any that has hitherto appeared. However, it should not have found a place here, had it not formed part of the manuscript volume containing the Journal; and been in the same handwriting.

The history of this unfortunate nobleman, which is well known, presents a striking picture of the instability of human greatness. After filling the highest offices which a subject can enjoy, he fell a victim, more, it is probable, from the jealousy of his enemies, than

the evidence of his guilt. He was accused of concealing his knowledge of Darnly's murder in 1567, and died in 1581 for not having disclosed it. But popularity, if ever he enjoyed it, had then forsaken him; so few were his friends, that his body lay neglected, until some compassionate spectator screened it from the gaze of the multitude.

In the course of these pages, frequent allusions will be found to the infliction of punishment, immediately after trial. Such a custom was practised of old: a criminal was led to execution almost straight way from the presence of the judge. Morton, it appears, received the sentence of a traitor, which, by special favour, was changed to decapitation. Tradition says, that he died by an engine of his own invention, which is still extant, and he suffered on the day immediately subsequent to that of his trial.

A reader of modern times will be forcibly impressed with the deplorable state of Scotland during the sixteenth century. Here he will behold a faithful picture of the miseries arising from a feeble adminis-

tration, the turbulence of powerful nobles, and the ferocity of religious zeal. He may justly congratulate himself, that his good fortune has introduced him so much later into existence ; and while he laments the misfortunes that overwhelmed his ancestors, he should reflect, that they are the source from which the measures that constitute his own security have flowed.

JOHN GRAHAM DALYELL.

INTRODUCTION.

THE principal events immediately preceding the period engrossed by the following Journal, are so generally known, that it is almost unnecessary to recapitulate them here.

Mary, queen of Scotland, after having passed her youth in France, revisited her native kingdom, when the dissensions which originated in the reformation of religion had hardly subsided. 1561

In the year 1565, she married Henry lord Darnly, who was murdered in consequence of a conspiracy, formed chiefly by the means and instigation of the earl of Bothwell. 1565

1567 While this was yet recent, Mary most imprudently married Bothwell : a measure which only tended to strengthen suspicions, that had formerly arose of her own participation in the conspiracy.

A rebellion immediately broke out, which terminated in the flight of Bothwell, and in the queen being reduced to the necessity of submitting to her subjects, by whom she was imprisoned in Lochleven castle. There she was forced to resign the crown to her infant son : and her natural brother, the earl of Murray, was appointed regent of the kingdom.

Mary escaped from Lochleven, and hastily collected an army. But having encountered the regent's
1568 forces at Langsyde, a total defeat ensued, and she fled with precipitation into England, where she was detained in captivity ever afterwards.

The power of the regent for some time met with little opposition. But the queen's adherents at length recovering from their panic, associated together, and rebelled against his administration.

1569 Then all the nation divided into two factions ; to

which Mary's partisans were the more disposed, from the sanguine hopes of her restoration, and each party prepared for open hostilities. In the mean time, the regent was inhumanly assassinated at Linlithgow, on the 23 of January, 1570.

JOURNAL

OF

TRANSACTIONS IN SCOTLAND,

1570, 1571, 1572, 1573.

1570

The greit Secretare* wold not pas by the castle of Edinburgh without strycking of saile in sing of obedience, and therfore stayed he and his whole cumpany at St Cuthbertis kirk till that he spak with the Captane †. What was concludet it is not knowin, but men coniec-

* Sir William Maitland of Lethington; secretary of state. He first joined the confederacy against Queen Mary, but afterwards withdrew from it. He was considered by his cotemporaries a statesman of singular ability, but versatile.

† Sir William Kircaldy of Grange, governor of Edinburgh castle: now provost or chief magistrate of the city; like Maitland, he had also deserted the protestant party.

1570
April

ture that labouris were made that the Linlythgow lordis myght be receaved in Edinburgh. What will succed tyme will try.

- 13 Menis coniectoris were not altogether vaine, for vpon the thurisdai the 13 of Aprile come to Edinburgh that lawles band Secreter and vther, together with that graceles garisone 300 Erismen *. Lordis Home and Seatoun convoyed the rebelis of England to Leyth, becaus it was agreeet betwene the toun and the lordis, that in there cumpany suld be nane that myght justlie be suspected of the Regentis murther; that they suld not presume to alter the kingis authoritie: that they suld attempt nothing against the religione, nor yit against the persone of ony inhabitant, and last that there toun suld not be defyled with the Quene of Englandis rebelis † who were knowin idolateris and enemeis to Jesus Christ.

- 15 The acceptatione of thair heidis notwithstanding, the said lordis vpon setteday the seconde day after thair aryvell called the balies and counsall of the toun befor them, and in stormie wordis demandit of thame how durst they tak vpon thame to prescribe ane ordor to the nobilitie of the realme? They asked forther gif they wold stand be thare wryting. The counsal answerit that they wrait not without the advise of their prow-

* Western Islanders.

† The earls of Northumberland and Westmoreland, who had sought refuge in Scotland with some adherents.

est : and therefore they wold heir his judgment before they wold directlie answer. 1570
April

The lordis and cheaffie Hereis * boldened be the could answer of the counsell vsurped further : and first desyred that they might have the keyes of there portis in keeping ; secondlie, that they might have power to stricke the drume for gathering of men of warre ; and thridlie, that friedom might be granted to the Englis-men peaceablie to remane and spend thair monie in Edinburgh, and last that the toun might be patent to all Scottis men.

The bailies and counsall answerit as befoir, to wit, that they wold speik and consult with their prowest ; as they did the most part of Setterday. Of the conclu-sione I have not hard, except that the baleis were suf-fered to keip the keyis of thair owin portis, and that the drume was not strucken. But in recompence of that, the provest, being captane of the castle, promised to be thair savegaurd so long as it pleisit thame to re-mane in the toun : and this was a gude aneuch obliga-tione that the castle suld be thair freind against the king and his subiectis †.

* The loyalty of this nobileman, and the ability with which he defended the cause of Mary, are well known. None of her party was more formidable to her enemies.

† None of these proceedings are to be found in the records of the city of Edinburgh, except a resolution of the magistrates, that the queen's party should be allowed to enter the town, 12 April, 1570.

1570
April

This was the Secretaires practise with Sir James Balfoure * when he betrayed the quene, first to be sure of the castle, and then to schaw themselves vpon the feildis. Alace Sir Williame Kirkcadie (sometymes stout and true larde of Grange) miserable is thy fall, who now drawis in yocke with knowin and manifest traitouris, that sumtymes had place amonges honest hartis, yea amonges the sanctis of God, who for the pleasour of that father of traitouris the Secretare left yea betrayed the regent that promoted the; and now is bruted to sell the castle for tuo thousand crownes and for the priorie of Sanctandrois to be gewin to the and thyne in fewe. Iudas ioyed not long the price of innocent blood.

The Englis rebellis were secreitlie receivet in Edinburgh notwithstanding the complent and admonitione of the preacheoris.

The declaratione of the Quene of Englandis mynd concerning sending of men of warre towardis the borderis of Scottisland was publised and prented in Edinburgh, the copie whairof is this.

The Quenes Majestie doubted not but it is notorious to all persones of vnderstanding both in England and

* Sir James Balfour was appointed deputy-governor of Edinburgh castle, 1567; and president of the court of session in the same year; the union of civil and military offices was then common. Sir James was considered of a corrupt disposition; he at this time escaped the dangers that overwhelmed so many of his party.

Scottisland in what sort certane of hir rebellious subiectis that laitlie fled into Scotland; are thair not onlie menteaned and kepit, but so wickedlie to the dishonour of God favored in the continewance of thair rebellious interprises, as since thair entrie into that realme by the succouris of the outlawis, theivis, and disordered rebellious persones living vpon the fronteris of Scotland (with whome and some vtheris of that realme it is knowin that they had former intelligence to begin and prosecute there rebellione) they have boldened to enter and rebelliouslie against the law of nature to invaide syndrie partes of England being thair native cuntrie; and that so crewellie with fyre and sworde, as no coniured or mortall enemeis culd have done more. Since which tyme also hir Majestie more planelie vnderstandit that althought a grit parte of the ancient nobilitie and states of Scotland, who have of long tyme lyk naturall good fatheris and memberis of thair native countrie nurised peace and concord betwixt both the realmes: and at this present seme desyrous with all there poweris to conserve the same there native countrie in comone peace amonges themselvis: yet they are not able presentlie according to justice and the good ordor of the treatis spedelie to repres and stay the said outlawes and disordered persones vpon the bordoris from opin menteanance of the saidis Englis Rebelis: and from the invasione of England. For that since the lamentable

1570
April

1570
April

death and horrible murther of the last regent, (during whose lyfe that realme of Scotland was frie from a multitude of calamities now incident thereto, speciallie from the brecking of comone peace) it is sene that certane vther persones within the bodie of the said realme of no meane calling, tacking thair comoditie be the murther of the said Regent and as it seemeth unnaturallie invying the continewance of comone peace betuixt the tuo nationes, and being infected with privat ambitionis and vnquyet humoris, doe stirre vp with all thair industrieis certane factionis of grit troubles in the bowelis of thair countreis and therby do give confort not onlie to Englis rebelis but also the Scottis outlawes theivis and disordered persones (which are no small number) to continew in there wicketnes and disorderis alsweill against their awin native cuntrie as against the subiectis of England. Heirvpon hir Majestie has some doubt, that those authoris menteaneris and stirreris of the vicked enterprises being so manifest against the law of God and nature, will not spair by thair seditious, forged and colorable ingyne of craft and malice to sclander and falslie report hir majesties intent at this tyme in leaving and sending of certane hir forces to hir borderis for defence of the same from ony further invasione, and therwith to persew according to iustice hir rebellious subiectis and according to the lawes of armes, the invaders of hir realme; and therefore

thought her majestie can weill imagine but such of the steat of that realme as be wise, noble and godlie, and have ane earnest desyre to conserve comone peace both amonges themselvis and with her majestie, will not vtherwayes judge heirof then in former tymes, scho hath gewin just cause to be thanked and praised immortalie. When with her armie certane yeiris past being entered into the hart and principal townes, portis, and strength of that realme, it is manifest to the world that scho never soght nor coveted ony particular enterest in that realme for hir self as scho easelie might ; but to hir grit charges delivered and made frie that realme and natione from the yock of forrane forces whairwith the same was then oppressed as the whole natione then did lament ; a princelie act worthie of a faythfull memorie of all and good naturall people of that realme to be left to thair posteritie to behold. Yet becaus the simple multitude, which are comonlie easelie seduced by the craftier sort having pretence of some rule, suld not ony wayis fear ewill or harme to follow to the good people of the countrie or to the publick state of that crowne by the armie of hir majestie now to be conducted towardis that realme ; hir majestie hath thought meit to publis to all maner of persones hir intencion and plane meaning heirin. And therefore hir majestie being by dewitie which scho beareth to almytie God, charged to suppres all rebelliones raised up against God and hir awin gud subiectis against incursiones of theives outlawes ene-

1570
April

1570
April

meis and peace breakeris, doeth and in the word of a prince assure all maner of persones that hir intentione and certane meaning is to vse and treat all the subiectis of Scotland, als lovinglie and peaciblie as hir awin (excepting onlie such notorious outlawes, theivis enemeis and peace breakeris as have laitlie with hir rebellis invadit and spoyled hir realme, and such vtheris of that natione as have and sall support hir rebelis contrarie to the treatis betwixt both the realmes; against which sort of disordered persones according to the lawes of armes (except sufficient and ressonable a mendis sal be made) hir majestie intendeth to vse hir forces now levied and such forder poweris as scho sall have occasione newlie to leivie, and therefore hir majestie had gewin strait order and charge to hir ryght trustie and weilbelovit cosing the Erle of Sussex hir Lieutenant of the north partis of hir realme, and Captane General to hir said armie, that he schall be all meanis possible vse all and everie one the gud subiectis of Scotland of everie degrie, that have or sall keip peace with her majestie and hir subiectis, in lyk favorable sort to all purposes, and them als neid sall requyre sall also defend as he sall or may doe hir awin naturall gud subiectis, for so is hir majesties resolute intentione and gude meaning to keip peace with that croun and realme of Scotland, and rather to nureis and preserve inward concord amonges all the states thereof then to give caus or

nowrising to ony divisione, howsoever the malice of some seditious and disordered corrupt memberis of that realme sall vtherwayis misiudge and misreport, or craftely sall procure to be by vtheris misreported, who indeid, in this thair sclanderous inventiones, are to be justlie suspected to the whole natione, that, for there onlie privat ambitione of rule and gaine, they will vpon pretences without cause labour to bring vnto the same such strangeres with forces of sindrie sortes, as may schortlie hazard the whole state there, and mak thereof a pray, and reduce that ancient croun and natione into a subiectione, and perpetuall, miserable, and tributarie servitude : whairof hir majestie can not but give this maner of admonitione, to that whole natione, for the naturall love scho beareth to that realme, being to hir croun and dominiones so neir a nyghbour by situatione, blood, naturall language, and vther conditiones mete for amitie, as none is so lyke agane in Christendome, nor no vther kingdome to that realme more mete and necessare to be reteaned in love, concórd, and amitie, then are hir majesties realmes and dominiones, as is most notoriouslie knowin to the whole world. Giwin at hir majesties Honour of Hampton Court, the 10 day of Apryle 1570, in the twelft yeir of her heighness reigne. God save the Quene.

1570
April

The generalitie of this displeased some faythfull; and yit the declaratione was nothing pleasing to the Lyn-

1570
April

lythgow lordis*, nor yet to the Captane, for Lethingtoun and he were the causeris that Balcleugh † and Pherniherst † raid in England, and brak the borderis, and so raised the first troubles, clock it now as they pleis.

18

Vpon tuysday the 18 of Aprile there was parliamentering (Frenche maneris requyre Frenche termes) or conference appointed, betwixt the Lynlythgow lordis, and sic as stooode be the kingis authoritie at Dalkeith §, the end whair of is feared to be that all sall goe to the devile together. Tyme will try, bot the singis are eivill: for the captane setting at nocht the force of sic as pretendit to subvert the kingis authoritie, said, "I sall byde with him as long as ony man," which imported that in a publict defectione, it was na schame to him to follow the rest. And yet herein he is prowen a manifest liare, for men byde be the kingis authoritie, althought he declare himself a manifest traytour against the king, and a murtherer of his regent be joyning with the Hamiltones. The lyk sentence he pronouncd of before; and therefore it is the more suspicious. Being admonished

* The queen's party, assembled at Linlithgow.

† Scot of Buccleugh. A family on the borders, of considerable antiquity. Sir Walter, the person here named, was always firmly attached to Mary's cause; a man of enterprise, and frequently useful in her service.

‡ Sir Thomas Ker of Pherniherst. He married a daughter of Sir William Kircaldy, governor of the castle.

§ A seat and village a few miles from Edinburgh, belonging to the earl of Morton.

that he suld schaw him self more comfortable to the Regent then he did, he answerit, "I man be freind to my " freindis, and yet I sal be true to him so lang as he levis."

1570
April

This claus (so lang as he lives) has caused men to dascant that he knew more then comone simple men vnderstoode, as alace schortlie followed after, which was his murther. After which tyme all men hes sene in him oblivione of benefits receavet: concurrance with the kingis enemeis: for approbatione whair of he first set at libertie the lord Seatoun at devotione of the Secretare, nixt the lord Hereis, vnder coloure of his sone to be in pledge for him, who with the sonnes of the shrefe of Aire, and Sir James Hamiltoun, were delyvered vpon weddinsday, the 19 of Aprile, and the thursday ther-

19

after was the Duck † brought furth of the castle, and made his harrange to the great God the secretare; before whome he powered furthe ather his complent, or els his prayers, from thrie afternone till sex, and after supper went and lay in Mr David Borthwick's.

That nyght departed the Erle Athole * with Tillibarne †; vpon the nixt day followed the erle of Argyle §, lord Hereis and Boyd; and so remaned Hunt-

* James, duke of Chatelherault, in France; earl of Arran, in Scotland: regent during Mary's minority; and next in succession to the crown.

† John Stewart, earl of Athole.

‡ Sir William Murray, of Tillibardine. This family afterwards became earls, and then dukes of Athole.

§ Archibald, earl of Argyle; the head of a numerous and pow-

1570 lie *, and his factione, not weill accompanied, but in
April esperance of men of warre to be raised. In this meane
tyme, the Englis armie (few in number) enterit in Scot-
land, and invadit Pherniherst and Balcleugh, with
thair assisteris; the particulare doinges will after be
knawin.

22 Vpon Setterday, the 22 of Aprile, the lord Seatoun
assembled all his forces at the place of Halyrudhous †,
and made no small brag, that he would enter in the toun
of Edinburgh and stryke his drume in despite of all the
cairles. He had in his cumpany the Ladie of Nor-
thumberland. Whither he convoyed hir, when we
know we sall write. That same nyght the Hamiltonis
traytouris, and vtheris, joyned with him, whome the
captane, then prowest of the toun, caused to be recea-
ved, notwithstanding his former vowes, whair they
remane, this monunday, with bragis that all is thairis.
Lat men now judge whither the captane of the castle
be chaunged or not.

28 Vpon friday, 28 of Aprile, the Hamiltoun lordis
departed from Edinburgh to Linlithgow, to besett the

erful clan. He married a natural daughter of King James V.
In his family, the office of supreme criminal judge was heredi-
tary.

* George, fifth earl of Huntly, formerly lord-high-chancellor
of the kingdom.

† The palace of Holyroodhouse; the chief royal residence.
Place signifies a seat of any kind.

way to Marre *, and Glencairne †, as they did, but yit the mater escaped without blood. 1570 April

Vpon Setterday, the 29 of Aprile, 1570, the castle of Home was tacken be the Englis armie, after a schort, bot a sharpe batterie ‡. 29

The kingis freindis returned to Edinburgh. The lord Home as a man desperat, come to seik comfort of his grit God the secretaire, and was receaved in the castle, where they both remane presentlie. The castell denied comfort to the lordis assembled in the kingis name; lat men iudge what fidelitie restis behind. Be the Secretaries practeis, conference was craved of the lordis that acknowledged the Kingis authoritie be the vther partie. Travelleris, for that purpose, were the superintendent of Lowthiane, and Maister David Lyndsay; what effect it sall tak, tyme will declare. The judgment of the wryter is that there is no treuth ment, but onlie drift of tyme till that the quenis factione may assemble new forces: yea the best that ever the Secretaire and his factione ment or meinis is, to call the kingis authoritie in dowte, yea to call thingis in doubt that ever have bene done during his reigne, for a

* The earl of Mar. A nobleman of antient family. He was keeper of the young king, and afterwards regent.

† The earl of Glencairn, a keen reformer.

‡ According to the account transmitted to the English ministry, the number of towns and villages destroyed during this inroad, was five hundred.

1570 Stewart of the hous of Levenox *, Argyle, Huntlie,
 April Lethingtoun and vtheris can not abyde, for causis
 weale aneugh knawin, althought smored by iniust
 power for a tyme. Arise, O Lord, and be a ryghteous
 judge. Amen.

The quenis factione, to wit the Hamiltones, Argyle,
 Huntlie, Boyd, Crawford †, Ogilbie ‡, and Sir James
 Balfoure remaned at Lynlythgow, and there, after divers
 consultationes, vnderstanding that the Englis armie was
 retired furth of Scottis boundis, tuke baldness vpon
 them be oppin proclamacione to set vp the authoritie
 of that murtherer and knawin adultres called the
 quene, and so all farther conference betwixt the tuo
 parties ceased ; for the lordis that sustened the kingis
 querrall answerit in few wordis, that they culd have no
 farther commoning with opin and periured traytoris, as
 they were everie one (the duck onlie excepted, who
 had not sworne obedience to the king). *Tak in heir
 the proclamacione maide to be the quenis lordis, which I
 can not get.*

Efter the publicatione of thair treassonable procla-
 macione the quenis factione cravit of the captane of the
 castle, (who as said is then was prowest of Edinburgh :)
 that the toun myght be patent vnto thame according to

* Probably meaning Matthew, earl of Lennox : or the king.

† Earl of Crawford.

‡ Lord Ogilvy ; an ancestor of the Airly family.

his promeis befor thair departing. The mater come in questione before the counsall. The alledged promeis was red, the tenour whair of followes. " We Bailies, Counsall, and Deaconis prayis your Lordschip for eschewing of Inconvenientis appearing, to trawell with the lordis of the nobilitie presentlie beand in this toun to remove thame selvis for sum certane space, and when it sall pleis thame to returne agane the toun sal be patent to thame and the whole nobilitie of this realme to whom our service sal be reddie in cōmone, and be partie to neather of them, but be newtrale according to our dewtie."

1570
April

Before we travell forder in this head, we may vnderstand that the grund of this promeis was fyne falset, for the quenis lordis perceaving thair cumpanies to grow thin, and hearing a brute that the lordis of the kingis partie were assembled, wald glaidlie have bene honestlie off the toun, and while mony schiftis were devysed this last was found out, to wit, that bailies, counsall and comunitie suld request the prowest, and that the prowest suld request the lordis to depart for quyetnes of the toun. The fatheris of this invention were the Secretare, the provest himself, * and Sir

* Sir William Kircaldy had been elected chief magistrate of Edinburgh in September or October 1569. It appears from the records, that Regent Murray, in October, had applied to the other magistrates to remove him from his office, which they declined.

1570
April

James Balfoure. The toun being urged and burdened with the foirsaid promeis, mony denyed that ony sic promeis or yet request was maid be thame, and therefore affirmed that they were not bound to ony sic conditione. Otheris that were more secreit in that matter granted that sic talking was, (and that to save the lordis honestie who durst not byde in the toun for feare) but na sic promeis as they alledged. The thrid sort, who were the stouttest and the vysest, planelie said that albeit sic promeis had bene made, yit was not the toun bound to the observatione thereof, becaus that when it was made they understoode thame to be faythfull subiectes to the kingis majestie. But now it is evidentlie known be there oppin proclamations that they have maid a tressonable revolt erecting the quenis authoritie, which in publict, lawfull and solempned parliament was annulled, and yit to this tyme was never by ony lauchfull ordour repaired nor restored; and therefore seing that be all just lawes they have committed treassone in revolting from that authoritie which be thair solempned oathis ones they avowed, it is against all ressonne that they suld receive them in thare toun which professes the kingis authoritie. This answer gewin, the capten stormed.

May
13

But schort after, to wit vpon setterday the 13 of Maij 1570, the Englis armie arrayved in Edinburgh and the erle of Levenox in thare cumpany, which suaged the furie

of men for a tyme, albeit there hartis were nothing content.

1570
May

The Hamiltones and thair complices in this meane tyme be the tressonable comoning of the Lord Fleming* made a suddan and secreat assault to tak the castell of Glasgow. They wan the close, entered the grit hall and set fyre in it, and were repulsed be verie strockis. The certane number of the slane and woundit, was not certanelie knowin to the wrytare, and therefore wald affirme nothing vncertane. The first word that come to Edinburgh was that all Myntoi's† men within the castle and his sonnes were slane, whairat a man (of whome sometymes better hope was had) in grit disdane proclaimed, "lat thame fast now," (at this tyme the fast was in Edinburgh) "for they have gotten a bloodie sacrifice." But yit the treuth declared that he was but a dispitfull lyer: gif ony enquire for the man he is called Mr David Borthwik ‡ a Hamiltone fra the hart.

Vpon tuisday the 16 of Maij the Englis armie footmen with thair troupes of horsemen departed from Edinburgh towardis Glasgow; but vpon advertisement of

16

* John Lord Fleming, chamberlain of Scotland, and now governor of Dunbarton Castle.

† Probably Sir John Stewart of Minto.

‡ Perhaps the same person, who was afterwards a lord of session.

1570 their cuming the Hamiltones dissolved the seidge and
 May left thair sowe * (prepared for vndermynding) eating
 draff behind them,—so spak a merie man that sawe the
 sport. What forder ensewes, tyme will try: but the
 wrytare fearis that Mr Wroth, secretare to the erle of
 Sussex be ower familiare with Secretare Lethingtoun:
 and alsmuch of Mr Drewrie Leuetenant to his ar-
 mie.

Befoir the Englis armie took jorney towardis Glas-
 gow the secretare practised what he culd to stay them.
 And first he sparced a brute, that the Englis armie was
 onlie cum to search for the quene of Englandis rebelis,
 and wold have nothing to do with ony vther actione in
 Scotland: When that inventione wold not serve, he
 travelled with Sir Wm Drewrie (then levetenant of the
 armie) that he suld stay all farder iorney, affirming that
 all the lordis of the kingis factione (so pleased his
 wisdome to terme honeste men then him self) were
 not able to comfort him with twb hundreth hors (little
 less wrote the captane of the castle to Mr Randolph
 to Berwick). This lyght estimatione of thair forces
 moved the hartis of the kingis lordis and made
 thame earnest to crave that there forces myght be sene.
 The tyme was verie schort, and yet before they passed
 Linlythgow the erle Mortone alane exceedit that num-

* Sow, an engine of war.

ber duple. While that they rareid certane dayis at Glasgow the erles of Levenox, Glencarne and Semple * maid most of there folkis in presence of the lievetenant of the Englis armie, and were found that passed vnder batton foure thousand able men, foote and hors, who offered to remane with thame and be at comandment so long as it pleased them to remane : and so was the Secretare ones declared a liare and detractare of Noblemen. God confound his malicious and politicke head.

1570
May

While that consultatione was had with what order punishment suld proceed against the kingis majesties rebelis, and against such as were suspected giltie of the first and last murther. It was concluded that no executione of ony rigour suld be vsed before that the offenderis suld refuse measour, and so were these headis propoundit and published to all men as followes.

In the first, that they vnderly the law for murther arte and parte therof alsweill comitted against Henrie King of Scottis vpon the tent day of Februar anno 1566, as vpon vmquhile my lord Regentis Grace vpon the 23 of Januare 1569 yeiris, at sic tyme and place as they salbe called to.

Secondlie, that sic persones as hath bene from our soverane lordis obedience and tane armes against his

* Lord Semple.

1570
May

majestie and his authoritie in tymes bygane, submit thame selves to vnderly sic ordour therfore as the lordis of the kingis majesties secreat counsall sall appoint. And for there obedience in tymes cuming and furthsetting of his hienes authoritie and service sall give securitie as the saidis lordis sall find expedient.

Thridlie, that they observe the peace betuixt the realmes of England and Scotland in tyme cuming, and gif ony of thame hes alreddie brocken the samyn, be resetting fortefeing menteaning ony of the quenis majesties of Englandis rebellis contrarie to the treatis, that the pledges to be enterit be thame salbe answerable for fulfilling of sic ordour as salbe agreed vpon be the quenis majestie hir counsall and officiaris on that one part, and Robert commendatour of Dunfermeling * ambassadour for the kingis majestie of Scotland now in England, on that vther part.

Last, for observacione of all and sundrie the premisses above written they sall eather enter them selves presentie or sic vtheris as the saidis lordis sall think gude as pledges; to be put in sic places as salbe thought necessar. And in the mean tyme they sall subscribe a band to the kingis majestie renunceand all vther bandis and subscriptiones made to what soever persone or persones, hurtfull and preiudiciall to the

* Robert Pitcairn, afterwards secretary of state.

king our soverane lord his esteat and nobilitie. The 1570
names of thame that hes subscryved the band. May

Thomas Inglis of Mordochstone
Robert Hamiltoun of Murehouse
Mr James Hamiltoun of Peill
Jhone Stevinstoun of that ilk
Robert Dalyell of that ilk
Mungo Lockart of Gleghorne
Gavine Lockart of Kirkwoode
Andro Hamiltoun of Lethame
Wm Levinstoun of Jareswood
The Larde of Belstane
Thomas Fowles of Brounsyde
James Bailzee younger of Carfin
James Weir of Blackwood
Ernocke
Wm Krieland of that ilk.
Alex^r Dalyell of Kippie.

Space granted to sic as wold offer obedience. It was
concludit that the obstinate Hamiltone, traitouris to
the king and suspected guiltie of both murtheris, suld
be punised in there substance and be demolising of
thare places becaus there persones culd not be apprehendit,
which was put in execution as the vater of Clyde
will witness mea yeiris then one. Hamiltoun castle
was kept stoutlie in the beginning with mony bragging
wordis be Arthure of Myrehetoun, but how sone he

1750
May felt the strenth of the culuering battred without ony vther peices of batterie he randred the hous upon sic conditiones as was grānted to him by Sir Wm Drewrie knyght, lievetenent of the armie, which conditiones the said Sir Wm complanes that he performed not. The castell and the palace of Hamiltone spoyled and brunt, the armie repared towardis Glasgow and so to Edinburgh.

The same day of thare returning the Lord Semple was tacken in a hous of his awin dochteris whither be negligence, practice or treasone I suffer vtheris to dispute. But he was careit to Draffan * whair he remaned certane dayis, and after was convoyed to Argyll be the Lord Boyd, whome God sall recompence according to his wicked mynd and workis.

Befoir the armie returned to Edinburgh, the bird in the cage † took his flight from the castell of Edinburgh and lyghted at length in the Blair of Athole ‡, whair he remained practising his auld craft till the moneth of August. Confound him and his malicious mynd.

Efter that the Englis armie had reposed the self certane dayes at Edinburgh they returned to Berwick without ony grit loss. Conclusion was after taken of the electione of a regent. But first it was thought expedient

* A castle belonging to the duke of Chatelherault.

† Secretary Maitland.

‡ This was the chief seat of the Earl of Athole: there is a district in the north of Scotland bearing the same name.

to know the Quene of Englandis pleasour and mynd. The erle of Levenox and the kingis lordis past to Stirveling, and from thence directed thair lettres to England and appoynted a new conventionne to begin in Edinburgh the 10 of Julii nixt for finale electione of a regent. In the middle tyme the quene of Englandes lettres were directed to the erle Sussx to be sent to Scotland. The true copie whareof follows.

1570
May

Elizabeth. R.—Ryght trustie and ryght weilbeloved cosing we greit you weill. This day we have resavit your lettres of the 28 of the last moneth with all vther lettres sent from Scotland and mentionate in your lettres, whairvnto answer is desyred to be gevin befor the 10 of this moneth, which is a verie schort tyme the wegthines of the materis and the distances of the places considered: never the less we have, as the schortness of tyme culd suffer it, resolved to give this answer following, which we will that you by warrant heirof sall caus to be gevin in our name to the erle of Levenox and the rest of the noblemen convened with him.

July

Whair it is by thame in there lettres and wrytingis alledged that for laik of our resolute answer concerning the establisshing of the regiment of the realme vnder thair young king great inconvenientis have happened, and therefore they have deferred now at thair last conventionne to determing of the same who sall have the place of governour vntil the 21 [10] of this month, before

1570
July.

which tyme they requyre to have our advise in what persone or persones the goverment of that realme sal be establised. We accept verie thankfullie the gud will and reputatione they have of vs, in yielding so francklie to requyre and follow our advice in a matter that tuiche the state of thair kyng thair selvis and realme so neir : whairin as we perceave that by our former forbearing to intermedle therein, they have taken some discomfort, as though we wold not have regard to thair state and suretie, so on the other part they of thair wisdomes ought to think that it myght be by the whole world ewill interpret in vs to appoint them a forme of government or a governour by name ; for that howsoever we suld meane weale, gif we suld do so yit it suld not be without sume jelosie or scruple in the headis of the estateis nobilitie and comunitie of that realme that the goverment thereof suld be by vs speciallie named and ordeaned. So as finding difficultie on both partes, and yit mislyking most that the suld tak ony discomfort by our forebearing to shawe our mynd therein, we have thought in this sort to proceid. Considering with ourselvis how now that realme had bene a gud space of tyme reulit in the name of there king and by reasone of the bas age governed heretofore be a verie carefull and honorable persone vntil that be a mischevous persone and pernicious exemple he was murdered, whairby grit disorder and confusion of necessitie had and will more follow,

1570
July

gif determinatione be not made of some other speciall persone or persones to take the charge as governour or superiour reulare speciallie for administratione of law and justice. We can not but verie weill allow the desyre that these lordis have, to have some speciale governour to be chosen. And therefore being weill assured that their owne vnderstanding of all vther is best to consider of the state of that realme, and to decerne of the habileties and qualiteis of that realme, and everie persone meit and capable for such a charge, we sall better satisfie our selvis to allow of ony whome they by there comone consent sall first chose and appoint to that purpose, then of ony to be by vs aforehand vncertanelie named. And that becaus they sall perceave that we have cair of the persone of thair kyng, who be nearnes of blood and in respect of his so young yeiris aught to be verie tender and deare to vs: we sall not hide our opinione from thame, but gif they sall all accord to name his grandfather our cosing the erle of Levenox to be governour alone or joyntlie with vtheris (whome we heare to be in the meane tyme be there comon consent appointed Lieve-tenant Generall) reason moveth vs to think, that none can be chosen in that whole realme, that sall more desyre the preservatione of the king, and be more maid to have the goverment for his savetie, being nixt to him in blood of ony noble man of that realme or els whare. And yit hereby we doe not meane to prescrive to

1570 thame this chose except they sall of them selves full
July and frielie allow therof. Furthermore we wald have
thame assured that whatsoever reportes or devyses
are or sall be spred or invented, that we have alreadie
yeildit or meant to yeild to altare the state of the king
or goverment of that realme, the same are without just
cause or grund by vs gewin ; for as we have alreddie
aduertised thame that thought we have yeildit to heir
(which in honour we culd not refuse) what the quene
of Scottis or hir part sall say and offer not onelie for hir
awin assurance, but for the wealth of that realme, yit
not knowing what the same will be that sall so be offer-
ed, we meane not to bracke the order of law and
justice, by advanceing hir cause or preiudgene hir con-
trarie before we sall deliberatie and assuredlie see
upon the hearing of the whole, some place necessarie
and just cause so to doe. And therefore finding that
realme rewled by a kyng and the same affirmed be
lawis of that realme, and therefore invested be corona-
tione and other solempneties vsed and requisite, and
generallie so receavit be the whole estates. We meane
not be yielding to heir the complentis or informations
of the quene against hir sone to doe ony act whairby
to mak conclusion of governmentis, but as we have
found it, so to suffer the same to continew : yea not to
suffer it to be altered, be ony meanes that we may
impesche as to our honour it doeth belong and as by

our late actiones hath manifestlie appeared, vntill by
some justice and cleir caus we salbe directlie induced
vtherways to declare our opinione: and this we wold
have thame to know to be our determinatione and
courtesie that we meane to hold, whairin we trust
they for there kyng may see how planelie and honor-
able we meane to proceed and how little cause they
have to doubt of vs whatever to the contrarie they
have or sall heare. And on the vther part we pray
thame of their wisdomes to think how vnhonorable
and contrare to all humane order it were for vs, when
the quene of Scotland doeth so many wayis requiyre
to heare hir caus and doeth offer to be ordered be vs
in the same alsweill for materis betuixt our selvis and
hir as betuixt hir self and hir sone and his partie of that
realme: against which offeris, no resson could move
vs to refuse to give eare that we suld afor hand opin-
lie and directlie before hir causes be heard and consi-
dered, as it were give a judgment or sentence eather
for our selfis or for thame whome she maketh to be
hir contraries. Finallie ye sall admonis thame that
they doe not, by misconceaving of our gud meaning to-
wardis thame or by indirect assertiones of their ad-
versaries grunded vpon vntreuthis, hinder or waiken
thair awin cause in such sort as our gud meaning to-
wardis thame sall not tak such effect towardis them

1570
July

1570
July

as they sall desyre or thameselvis have neid of. All this our answer ye sall caus to be gewin them and lat them know, that for the schortnes of tyme, this beand the end of the second day of this moneth, we neather could mak ony longer declaratiōne of our mynd, nor yit write ony seuerall letteris vnto them as gif tyme myght have served we wold have done. 2 Julii 1570.

This letter publictlye redde was dyverslie interpreted. The kyngis freindis thought the letter friendlie and plane enough, vtheris conpleanet vpon some conditionall speaking tending to this end, that that crewell murtherer of her awin husband and most vile adulteres myght be hard, and vpon conditions receaved in this realme agane. In end it was concluded that no suspitiōne suld be tacken of the Quenis majestie of England nor yit of hir wryting, vnto such tyme as forder danger appeared. And so with comone suffrage the erle of Levenox was elected regent: and becaus that the quenis factione with the murthereris of king Harie, and of the kingis regent James Stewart had erected hir vsurpet and tyrannicall authoritie and had appointed a parliament to be haulding at Linlythgow the 7 of August nixt, the regent and his counsall made strate proclamatiōne that all faythfull subiects to the king suld keip the said day and place for ganestanding sic enormiteis. The provisiōne was comandit to be

1570
July

30 dayis victual.* Mony noble and gentle men prevented the day, and so was duck Hamiltoun, Huntlie Livetenent and all their confederatis disappointed of that parliament : the peremptour day whair of being expyred coclusion was tacken to visite the north, becaus in Brichen had bene there convention, and there were left some suddartis with thair captanes Moore, Couttis and Wemys. The erle Huntlie with his valiant warrioris Crawford, Ogilbie and Sir James Balfoure, made faythfull promeis (gif faythles men can promeis ony thing faythfullie) that within certaine dayes they suld releive thair captanes and suldartis. The pure men and thair captanes kept the dayis appoynted and beyonde : but they gat no confort except ane bill invented be Sir James Balfoure and conveyed as fra the erle of Huntlie to the duck. The tenor whair of folowes.

Huntlies bill to the Ducke. Pleis your Lordschip be August
aduertised according as was convenit amonges vs, that gif it were possible I suld draw the adversare partie in thir boundis to the effect the purpose ye know myght be performed with gritter ease in thair absence from thea partis. Now it is succedit so that they are

* According to the ancient laws of Scotland all subjects were obliged to attend a general levy for the army, provided with armour suitable to their rank, and with a certain quantity of provisions.

1570
August

come in thir boundis sua that easelie the purpose may be performed, which your L. knowis is peremtour and sic as thereafter we sall never have pingle in this caus; (*gif the bill be true, this could be nothing but the apprehensione and destructione of the kingis persone*) your L. knowis your moeyen is sure aneugh and will not feall you; and in absence of thair forces althought at the first it suld not succed, yit thair can be no relief against you. I sall not fail to hald thame doand in this countrie, yea gif it were to give them battell; which howsoewer it fall ye neid not to tak cair so the peremp-tore be weill handled. Your l. is wise aneugh and can tak tyme, I feare nothing but thair suddaine retreate: gif they pass Dundie or Perth I sall have some moeyen in thair tailles that they sall not find so suddane a passage, but they sall be taried a ceasone. Diligence and celeritie is most requisite therin, for therin consists all interpryses, and it will stand our adversaries on the heid of thair play. My l. Hereis and Lochinware* have written to me they sall not fail the tyme appointedt howsoewer they have given out to the countrey that they wilbe slaw leist our enimeis suspect. Be circumspect and ware that the interpryse be not disclosed, and gif it be tackin in thair absence ye will haue small difficultie. The man in the craigt

* Gordon of Lochinvar.

† Sir William Kircaldy.

will kepe his promeis, and they be south, will doe
 thair part (Pharniherst and Balcleugh) sua wishing you
 to have gud succes I comit your l. to the protectione
 of God. Of Aberdene the 7 of August 1570. Post-
 scriptum. Your l. wilbe foresene be ane vther way
 that I have. This with my awin hand.

0251
August

Ane answer to the sclanderous misreport of thame,
 that be seditious craft and fals narratione labouris to de-
 face the kingis authoritie and the establisng of his
 regent.

James be the Grace of God king of Scottis to our
 lovetis Jhone Calder Bute pursewaint, messengeris,
 our shreffis in that part coniunctlie and severallie speci-
 allie constitute, greting. Forasmuch as our darrest gud-
 schire Mathewerle of Levenoxe lord Darnelie our lauch-
 full tutour and Regent to vs our realme and lieges
 with the lordis of our secreit counsall vnderstanding that
 amonges mony vther craftie, subtile and indirect prac-
 tises vsed be George erle of Huntlie and his adherentis
 and complices to cover thair lait treassonable rebellione
 and shamefull defection fra our obedience and authori-
 tie, which be othe and subscriptione the said erle awow-
 ed and promised to profes during his life, he hes at last
 by diveris his missives lettres and vther wayis spocken,
 written and manifested to the world that the present
 Regiment is establisshd in the persone of sic a one as
 hes sworne and professit his obedience to a forane

1570
August

realme and vther places neidfull, and thair be oppin
proclamatione in our name and authoritie mak pub-
licatione of the premisses to all sundrie our lieges, swa
that none pretend ignorance of the same, as ye will
answer therevpon : the which to doe we comitt to you
coniunctlie and severallie our full power, be thir ovr
lettres delyvering thame to you dewlie execute and
endorsate agane to the berare. Gewin vnder our sig-
nat at Lynlythgow the fyft day of August, and of our
reigne the feird yeir 1570.

God save the king.

Emprinted at Edinburgh be Robert Leckprivityk 1570.

Albeit this former bill was craftelie devysed (was it
be the heid of wit * or Sir James Balfoure) to terrifie
the regent that he suld not remane to truble theris at
Brichen : yit it servit not, for still lay the campe,
while captane Couttis and Mvre and 30 of thair sud-
dartis dansed thair fill in coardis and therin endit
there miserable lyves. Captane Wemyss (becaus his
fault was alledgit to be the first) escaped for money.
He blotted the captane of the castle as the principall
persuader of him to that rebellione whairof thair
laikis no probabilitie : for the said captane set at fre-
dome suldeouris that were apprehendit as suspect going

* Maitland.

to that enterprise, but they were hanged for thair full wages : and sa fair all the cumpany. 1570 August

In Brichen at that tyme were made tuo proclamations, the one forbidding all men to ressonne of the kingis auctoritie vnder paine of death, the vther answering to Huntlie and his calumneis who had accused the Regent to have bene sworne Englisman, which he denied : and so gave to Huntlie not a whispered lie, but a lie proclaimed be sownd of trumpet.

The Regent past to the castle of Doun which was randerit without slaughter. That fals and feeble traytour St Colme† was that tyme in the castle of Edinburgh. He is the shame of all Stewardis, and vnworthie to be reckoned amonges men, for that double treasone that he comitted against that pvre man the regent James Stewart.

In this meane tyme there come from Flanderis a little pincke, and in it tuo gentlemen with Mr Johne Hamiltoun called the skyrmisher fra duck d'Alva. The heidis of thair comissione are not yit notified : but the brute is that the lord Seatoun and some vtheris suld pass to Flanderis, that duck d'Alva suld assist them in rebellione against the king. Lord confound thair malitious myndis.

* Sir James Stewart of Down : commendator of St Colme. He was an ancestor of the Earl of Murray or Moray. Why is the orthography *Moray*?

1570
August
22

28

The erle of Sussex enterit in Scottis boundis at the west bordour the 22 of August and remaned in the countrie till the 28 of the same. And in that jorney he ceast downe the castles of Annand, Howdome, Dumfreis, Carlawrocke, and the touris of Cowhill, Tynnell and some vtheris that had menteaned the quene of Englandis rebellis. The grit dampnage and skaith fell vpon my lord Maxwell * and his friendis.

. our sayis
the Lord Herreis, Mitchell Wyleis † lauchful succes-
sour did craftelie convoy the young lord in the myre, so
that by England he and his boundis myght be destroy-
ed, bot the old vylie fox made a way for him self. Bot
hell abydis a just punisment for all sic practiseris.

The grit ambassadoris after they had remaned certane dayis and be the meanes of lard Adam † brother to the lord Huntlie they had tryed the deip of Montros heauin, and of certane vther places, they returned to Flanderis. All the comfort that they brought Hamiltoun, Huntlie, Argyle, and there factione was, that gif they wald erect the mess and publictie menteane the

* John Lord Maxwell, an ancestor of the Earls of Nithsdale. He was created Earl of Morton when that nobleman was forfeited; but he afterwards seems to have been deprived of the title.

† Can this be a vulgar corruption of Machiavel? Secretary Maitland is alluded to.

‡ Adam Gordon, of Auchindown.

Romane religione, they suld neather laick men nor money, and that of the popes expenses. This that famous Knyght Sir James Balfoure wroit his gud father the Lard of Burley *. 1576 August

To bring better tydingis was direct ane embasadour of the femening gener the Ladie Northumberland, who had not sene hir husband all the tyme he remanet in Lochleawin †. With hir were ioynd to give her comfort in the schip, the vyse Lord Seatoun ; a meitt matche, a Scottis cuckold and ane Englis mesmonger : who knoweth hir better iudge, what I spare to speik.

About the same tyme that counsall of Athole held tuo or thrie dayis, whare heid of witt Mitchell Wylie with his sore feit was. Thair conclusionone was not yit detected, this onlie excepted, that Mr Movne servant to the Regent was apprehendit careying dyvers pacquettis to that murtherer of hir husband whome they stile quene, from the erle of Athole, from Mitchell Wylie, secretaire Lethingtoun, from the old ladie Seatoun and from dyvers vtheris. Thair is nothing hid but it sal be reveiled.

At this famous counsall of Ballack ‡ were the duck his tuo sonnes, the bischope of St Androis, Mr Gavine Hamiltoun abbot of Kilwinning, with that band for

* Sir Michael Balfour of Burleigh.

† Lochlewin Castle, famed for Queen Mary's captivity.

‡ A district in the north of Scotland.

1570
August the Hamiltones, Argyle, Huntlie, Athole, the Secretare, and Sir James Balfoure. The factiones were not of one mynd, for everie man accused vther : which perceived of the great God the secretare, he laid sic a plaister to that wound of variance as he could for the tyme : exhorting them to continew constant in there opinione till the last of September and foure dayis efter, and he vpon his credit promised to have support of strangeris. At this assemblie hardly escaped the Hamiltounis and thair factione, but the purpos vas stayed by the erle of Athole, and so they departed vncertane when they sall meit agane.

About the end of August come from France ane pynnas first and efter ane schip with [that] famous embassadour Monsr Virak, (of whome we hard before) a notable pyrate. With him he brought some oringes, some reasinges, sum bisqueat bread, some powder, some bullet and so of omnigaddarin he broght a male-dictione to furneis Dumbartoun.

Septem-
ber About the myddis of September, the erle of Sussex send wrytingis to the quenis factione (with mony protestationes of vpryght dealing) bearing in effect that there matteris stude in gude case. Whither these letteris were begged or frielie send tyme will declare : bot the Godlie have alwayis suspected the dealing of that man. Efter this come letteris from Mr Randolph, willing him to assure the kingis lordis from the

quene his maistres, that it behoved hir for the preservatione of hir awin esteat to enter in comoning with the Scottis quene, but promised to provyde sufficientlie for the preservatione of the little King. Lat thy providence, O Lord, watch ower that innocent: for England we feare to be to vs as Egypt was to Israell, a broken reid in tyme of grittest neid; bot that will turne to there owin destructione.

1570
September

The confessione of Mr Jhone Kello minister of Spott, together with his earnest repentance made vpon the scaffold befor his suffering; the fourt day of October 1570, and imprinted at Edinburgh be Robert Leckpriwick.

To the readare. Efter the executione of Mr Jhone Kello minister of Spot (weilbeloved reider) my purpose was not to have put in write the confessione of his horrible offence which he made vpon the scaffold not long befor his suffering, and wald rather have wished (for my awin part) the memorie thereof to have bene buried, then be ony manis industrie and labouris, sa wicked exemple to have continewed to the posteritie; for I was most assured that his Godlie and vnfeaned repentance had so blotted furth the memorie of his offence from the hartis of all sic that feiris God, that my pen culd serve nothing towardis them but to ingraft greater dolour and lamentatione in thair hartis; and as for the wicked I did easilie perceave thare hartis so obstinatlie indured against the iudgementis of God that

1570
October

howsoever I write the treuth suld be expoued to them in contempt and mocking; which thing albeit I was assured of yit did I never suspect that ony of the vngodlie, and enemies of the trueth suld so farre abandon his awin corrupted conscience as to misreport the whole proceedings of this mater in vther nationes, and thereby to traduce the vndoubted trueth of Christis Evangle; and therefore when it come to my knowledge that sindrie of the poysonet seed of Antichrist had not onlie written in vther cuntreis of this murther, keeping alwayis silence of his vnfeaned and earnest repentance, but lykwayis be divers licentious and vngodlie picturis labored to withdraw the simple from Godis obedience and irreverantlie spak of the servantis of God, I thought it my deuitie to oppone myself vnto thair most vngodlie and blasphemous calumneis, and to in-treat the mater planelie as it was, that they to whois earis the rumour of this fact shuld come myght be the better informed to withstand the wicketnes of thame whois principall cair is that God in his word may be dishonored. Neather doe I so write to this intent that albeit his lyfe had bene wickit, and continued so to the end that the puritie of Godis trueth culd have bene therby defyled, na mair then the treasonable defectione of Judas culd mak the word of lyfe vnsavorie to thame wha confessit Jesus to be the sone of the everlasting God. But that everie ane may vnderstand

1570
October

that sic exemples as they abuse to menteane superstitione servis cheiffie to advancement of Godis glorie; for this wold I learne at ony of them, gif they be able to mak thair profite farther of this tragedie than Sathan him self, whais counsallis be his Godlie repentance was confoundit, and the prey which he had in ane maner devored, be Godis providence, preservit from his tyranie: gif God disapointed the father of iniquitie, how can his childrene erect this baner to the menteanance of his kingdome? But that the trueth may the more evidentlie appeir, I will schortlie comprehend the confessione which he made befoir his suffering in presence of the whole people then assemblit, efter that he had made his prayer humblie to God.

The confessione of Mr Jhone Kello upon the scaffold—
I doe not marvell in ony wayis to see sic ane multitude of people assembled at this present to behold the infortunate tragedie of this my wretchit lyfe, for the case is rair, and saving the gud providence of God to be admired and wonderit that I being the creature of God suld have attempted to remove the lyfe from them, in whome God hath planted his awin image: being ane husband, suld vnmercifullie and besydes the law of nature put hand in my awin flesh, but cheiffie being ane minister of Godis word, suld have bene so farre careit captive be the temptatione of the wicket spreit as to dishonour Godis treuth be my horrible ini-

1570
October

quitie and promise that the enemeis of the evangle with oppin mouthis shuld blaspheme Godis eternall veritie. For I perceave at this tyme convenient ane grit multitude, whair of some I doubt not from the bottom of thair hartis dois lament and bevaile my esteat and callis to God earnestlie to continewe the gift of repentance with me. Vtheris are assembled to gest and mocke, not sa mekle at me as at the Evangle, which I (allace) ane vnworthie minister hes before preiched vnto the people; and indeid, all praise alwayis apperteaning to God, I was broght up from my youth in exercise of learning and imployed my mynd so diligentlie to the meditatione of vertue, that I was not esteemed in the leist sort of them that did minister Godis word into this realme. And becaus my first ingres in the kirk of God was vnfeandlie and without hipocrisie to set furth his Godlie name, I have that assurance in his mercies, that albeit he hes suffered me to fall yit he sall not leive me destitute of comfort in the end. But this I wold recomend to everie ane be my exemple, that ye measour not the treuth of Godis word altogether be the lyvis of sic as are appointed pastouris ower you, for they beir the self same flesch of corruptione that ye doe, and the moir Godlie the charge is whairvnto they are called, the reddier the enemie to draw thame back from Godis obedience: And the trueth is, that I my self had not onlie the testimony of a trew preicher in

the countreis whair I did travell, but lykways of ane 1570
October
sinceir and vncorrupted conversatione. Neather was
there ony of my vocation within this realme of Scott-
land that detested more from his hart and publictie
in the chayre of trueth the abominable murthereris of
Harie Stewart king of this land, and my lord Regent
laitly murthered, ~~declaring~~ out of the buke of God
that the ~~planges~~ suld never ceis while the land were
~~parget~~, and the inventaries conspyreris, pertackers, pro-
ponet ane publict exemple of Godis seveir iudgments.
Bot now allase the comitteris therof will have me in
thair mouth for ane patroun. What mervell is it, will
they say, that ane waik veschell brocht vp in pleasouris,
had not the feare of God before hir eyes, when ane
minister not of smallest reputacion hes sa trespassed.
Wald to God that as they are prompt to speik of my
fall, so my repentance to God and confessione of my
offence myght sa lyvelie tuiche them, that the appear-
and vengeance of God be humiliatione of there hartis
myght be removit from this comone wealth. For I
wald that ye suld vnderstand that I come not compellit
be na men, neather apprehendit be the Justice, but hav-
ing persuacione of freindis to save my life in some
vther countrie, was rather willing to glorifie God in
my death, then that my lyfe suld be ane opprobrie and
sclander to his trueth.

Bot now becaus I persave my voce is not able to

1570
October

straiche the self vnto the earis of the multitude heir
convenit, I wilbe content to leive ane schort memoriall
against my self of my awin offence. For as concern-
ing the vther whairof I am sclanderit, I tak God and
his angellis witnessis in the contrarie, that neather had
I any ingres in the wickit practises of the Magicienis*
neather was foorder curious to vnderstand then God
had manifested in his word. Bot as concerning the
cryme I doe not deny, but most vnnaturallie I pat
handis in hir wha at no tyme had gewin me ony iust
caus of offence, for were it possible that the course of
my age myght be renewed and the tyme spent brought
bak agane, there is no flesch I wald rather chose to be
associat with in marriage then hir: neather did ony
vther thing move me to this wicked interpryse but
the continuall suggestione of the wicked spreit to ad-
vance myself farther and farther in the world. And that
you may persave the grund of this matter, I had first

* It is incredible how much the belief of witchcraft and magic formerly prevailed in this country, and how many unhappy wretches were sacrificed to the superstitions of the times. It is but lately, indeed very lately, that the aged have been safe, not only from the vengeance of the laws, but from the fury of the rabble, for supposed powers of incantation. A few years before, a statute had passed against emplying *witchcraftes, sorcerie, or necromancie*: and those who sought any assistance from the users of them, made liable to capital punishment. People, much later than this period, earned a livelihood by being *professional tormentors* for the discovery of witches.

1570
October

ane little portione of money in my awin hands which I bestowed in Linlythgow vpon profite and did wickitlie resave sum gaines and filthie ocker therby, ane thing (allase) ower mekle vsed in this countrie. This maner of dealing kyndelit in me ane desyre of avarice, which the apostle Paull not without caus termit the roote of all ewill. And therefore efter a certane tyme that I had bestowed it in the toun of Spot, I bocht ane portion of land thair, for the which I had wedset landis at Linlythgow and contracted forder dett. Then being disappointed of the ordinar provisione for preiching of the word and not weill entreated of thame whois dewtie was to have taken cair of me, I enterit into ane meruelous perplexitie of mynd and oppened ane reddie windoo to the temptations of the enemye. For I ressoned with my self, that being single without ane partie I myght the more easilie spend my tyme, and nixt in case I wold marrie thereafter I myght ioyne my self with sic one as suld have freindis in the countray to menteane me in my possessione, and procure my farther advancement. This were the glistering promises whairwith Satan efter his accustomed maner eludit my senses, and prevailed so in my corrupted mynd that the space of fourtie dayis together I did await onlie vpon the oportunitie of tyme to put my wicked desyre in executione; yit sometimes having the comoditie offered God strak sic terrors in my hart that I was not able to per-

1570
October furneis my intent. Immediatlie thereafter I was visited with sickness and great diseases which I am assured was the messingeris of God to move my hart to his obedience. But that which suld have servit to abstract my mynd from the conceived impietie I abused most wickidlie to bring my purpose to effect: for vnder pretence of sickness I laboured secreitlie to have taken hir away by poysons: and when I perceaved that the cleinness of hir stomache did reiect that violence, I was alwayes preissed forward be the temptatione of the enemie till I had performed that crewell part with my handis against hir, wha in the verie death could not believe I bure hir ony ewill will, bot was glaid as scho then said to depart gif hir death could doe me eather wantage or pleasour: Bot the farther that I doe remember of hir the more intolerable is the burding of my displeasour, which notwithstanding I labored by hipocrasie to have colored, for ane certane space befor hir death I did mak my testament and therein apointed hir to have the whole cair of my geir and vpbringing of my children, that no man suld suspect of me to be authour of that wickitnes which I had consavit, and immediatlie befor did spread abroad ane rumoure of hir that sche was tempted terrible in the nyght that it myght thereafter appeir hir self to have bene the authour and murtherer of hir awin self; lykwayis efter I had strangled hir I left the keyis within and escapit by

1570
October

ane back dure of my study which was not accustomed to be opened. And when the brute did aryse that sche had murthered hir self, for the gud opinione that everie one had alsweill of my doctrine and conversatione made no men to suspect my innocencie, I did feinyea my self onlie to be solist for hir saluatione, and to dispute with thame that come to comfort me whither that it were possible that sche, who had put handis on hir self, culd be vnder the protectione of God, and whither ony man myght suppois that being vnder so terrible temptatione sche culd ones sob for Godis mercies. And that my affectione towardis hir myght appeir to be greitter, I did so farre abuse the lycht of my awin conscience as to deny in plane termes there was ane God who suffered so innocent a creature give place to the temptatione and rage of Sathane. Which things I passed about most craftelie to conceill: yit the gud providence of God did by lytle and litle bring all thingis to licht and me to that acknowledge of my awin offence that I desyre nathing mair vnder God then to be separate fra the contagione of this wicked flesh, in the which I have so offendit God and dishonored his name. And indeid ther was not small support in the mouth of some faythfull brethren to bring me to this confessione of my awin offence. Bot above all Mr Andro Symson minister of Dumbar did so lyvlie rype forth the inward cogitationes of my hert and

1570
October

discover my mynd so planelie, that I persuadit my self God spak in him; and besydis vtheris notable coniectures which he truelie dedvced befor my eyes he remembrit me of ane dreame which in my grit seikness did appearandlie present the self. Brother, said he, I doe remember when I visitate you in tyme of your sicknes ye did expose to me this vision, that ye ware caried be ane gryte man befor the face of ane terrible judge, and to escaip his furie ye did precepitate your self in ane deip river, when his angelis, and messingeris did follow you with two edged swordis, and swer when they struick at you, ye did declyne and iouke in the water, while in the end by ane way vnknowin to you ye did escaip. This vision I doe so interpret that ye are the authour your self of this crewell murther then consaved in your hart, and ye were cariet befor the terrible iudgementis of God in your awin conscience which now standis in Godis presence to accuse you; the messingeris of God is the justice of the countrie befor the which ye salbe presented; the water wherein ye stude is that vaine hipocrisie of your awin, and feanezed blasphemey of Godis name whairby ye purpose to colour your impietie; your delyverance salbe spirituall. For, albeit ye have vther wayis deservit yit God sall pull you furth of the handis of Sathan, and caus you confes your offence to his glorie and confusione of the enemye, neather doe ye in ony wayis

1570
October

distrust in Godis promises, for you sall find no syn almost comitted by the reprobat but ye sall find the childrene of God to have fallen in the lyke. And yit the same merceis of God abydis you, gif from your hart you acknowledge your offence and desyris at God pardon. At this tyme did God move my hart to acknowledge the horror of my awin offence and how far Sathan had obtieinit victorie ower me. But as the flesh is carefull of the self, I discoursed within my awin hart what thing ratherest to doe for my releif; of the which tuo necessities occuret, eather to abandon this countrie or to remane; gif I left the countrie and accepted the death vpon me, I suld live in perpetuall terrour and have the mark of Cain vpon me whairsoewer I went, besydis that I suld leive a perpetuall infamie vpon the kirk of God, whairof befor I was compted ane member, albeit vnworthie, so suld I conclude to remane. Bot heir had I the battell more strong with my self. For I thought to have dissimuled my fact before the world, and did entere in this argument, that sufficient it was to acknowledge my offense befor God, neather was it necessar to publish my awin schame befor men, and did so flatter my self with this reasone while at last, “ what and I be presented before ane iudge, whair confessione of the treuth sal be requyred? Sall I not onlie leive in murther, but heip syn vpon syn and confirme my dampnatione with periurie: sall the love of this

1570
October wretched lyfe so schutt the duoris of my heart that
I sall never returne vfeneadlie towardis my God?
Sall I, miserable creature, leive ane imortal sclander vpon
the kirk of God, for the which Christ the sone of
God gave his life? God forbid!" And sua did I conclude
my self to make publict confessione of my offence and to
present me to resaife punisment which can not be suf-
ficientlie imagined for my deservingis. And indeid this
farre I do witnes, that I was evidentlie trubled and dis-
eased not onlie in mynd but in bodie also, ewen when
I resolved with my self to tak this iornay in hand, and
sensyne I have bene at sic rest of both that I am at a
quyetnes with God in my conscience, and hes sic strength
of bodie as I had not this long tyme agoe. Now, bre-
threne, ye have hard the confessione of my offence, and
I desyre everie one of you that is Christianes, in Godis
name to forgive me of that sklander which I have reased
be my exemple, especiallie you brethren who are called
to be preicheris of his word, whois doctrine and la-
bouris Sathan had labored in me to evert. Bot prais-
ed be God, he is tacken in his awin craft, and so
farre doe I trust in his merceys that I salbe compted
amonges his elect whois names are written in the
buike of lyfe. Desyring you all to incall earnestlie
vpon God to continue his favour and grace with me to
the end.

This being endit he prostrat himself vpon his face,

and made so Godlie a prayer that made everie ane 1570
to murne. First confessing that God was ane iust October
God, who had revealed his offence to the world, de-
syryng lykwayis that the innocent murtheris comitted
before myght be manifestit, and the land purgit frome
blood. Nixt he confessit him to be ane God of mercie
wha wold not suffer this blot to lye vpon his church
neather him self in the end to be overcome be Sathan ;
and therfore humblie desyred for Chrystis saik to be
receaved in Godis favoure that the deipnes of Godis
gudnes myght be knowin to pas the whole iniquitie of
man. And so efter constant confessione of Godis mer-
ceis and incalling of his name, he yeildit the spreit in the
handis of our Salvior the 4 day of October 1570. Finis.

September endit, but the support of strangeris come
not as the Secretare promised. Grit labouris was made
to stay the parliament which was appointed to begyn
the 10 of October. The captane of the castle was
requyred to delyver the honoris, to wit the Sword, the
Cepter, and the Crown, which of ancient custome have
bene borne in tyme of parliament*. In the begining
he gave doubtfull answer : but at the end he vterlie re-
fused thame, thinking thairby to have stayed the par-
liament. But he was disceaved ; for the estatis thocht

* When the castle was taken 1573, the regalia were found con-
cealed in Kircaldy's apartment.—It is singular that so much ob-
scurity should attend the fate of the Regalia of Scotland : for it is

1570
October

it no more syn to fense and hold a parliament without these ceremonies, then a good bischop neidis to mak scruple of conscience to mak a sermond without his rocket, myter, and ring. In that parliament was nothing done except the approbatione of the Regent in his regentrie be the esteatis. Other thingis were delayed at the Quene of Englandis request. The assurance was granted to the quenis factione for tuo monethis. The parliament wes prorogat to the 14 of Januare. The Hamiltones, Hepburnes, Huntlie, and the rest of the murtheraris, looked most assuredlie for the comfort and presence of thair head the quene within a moneth. God may disapoynt them, as justlie he hes done before.

not known whether they were destroyed : sent to the tower of London : or are still in Edinburgh castle, where they were deposited 1707. A few years ago a report was circulated, that there were some papers of consequence in the same apartment (the Crown room) : and a warrant from Government was obtained to open it ; which was done in presence of several of the officers of State. However nothing appeared except a chest covered with dust. Instead of investigating whether any thing was contained in it, one of the party sagely observed that their *commission was only to open the room*. The author of this wise remark, it is said, was a judge of the supreme court.

On the whole it may be considered probable, that the Scottish regalia were prudently destroyed by order of government, during the rebellion 1715, or 1745.

1570
October

In the middes of all these thair mirrie conceates was revealed a misterie which is not yit come to comone knowledge. A present was send (we suppose from the witches of Athole)* to the quene murtherar of Scotland. The present and the portratoure was this. A prettie hart horne, not exceding in quantitie the palme of a manis hand, was arteficiallie wrought and perfected at all poyntes with gold. In the head of it was couri-ouslie engraven the armes of Scotland. In the neather part of it was a throne and a gentlewoman sitting in the same in hir rob royall with a crown vpon hir head : vnder hir feit was a rose, environed with a thissell and vnder that were tuo lyones, the one biggare and the other les. The biggar lyon held his pawe vpon the face of the vther as his lord and comander. Vnder all this was written,—*Fall what may fall, the lyon sall be lord of all.*

This misterie be verie secreat moyen come to the knowledge and sicht of Mr Randoph, who perceaving to tuiche his maistres so neyr fand the favour of the first revealer to have the principall, which with his lettres he send to the erle of Sussex, willing him to comunicat it with the principall of the court there : which gif he have nocht done he iustlie may be suspected of treasone bypast and present now in the hartis and

* Probably some of the queen's party, assembled at the Blair of Athole. But the passage is so enigmatical, that this is uncertain.

1570
October handis of mony. In this meane tyme was this prophecie forged, whither in England or Scotland God knoweth. The prophecie :

The howlat sall leade the beare to his bane,
The court of England that is so wantoun
Shall shortlie be brought to confusione
The quene of Engand sall die the 12 yeir of hir regne.
The wryter.

Such prophecies smell of secreat treassone, as allace experience taught vs in the murther of James regent of Scotland. Lord confound thou the devyses of the wicked blood thristie.

The parliament dissolued and the lordis returned to there awin duelling places. The poore regent was left in Edinburgh all most alone. His men of warre were send some to Glasgow, some to Hamiltoun and some to vther places, to tak thair wages of the kingis enemeis. Whairvpon the duckis tenentis were poyndit and thair cattell driven to Edinburgh.

In this meane tyme Jhone Knox was stricken with a kynd of Apoplexia, called by the phisitiones Resolutione, whairby the perfect vse of his tovnge was stopped. Heir of did the wicked not a litle reioys. The brute passed not onlie throuth Scotland but also to England, that he was become the most deformed creature that ever was sene. That his face was turned into his neck : that he was dead, that he wold never preich nor yit

speik. Wharin God within few dayis declared thame
liaris, for he convalescet and so returned to his exer-
cise of preiching at leist vpon the Sounday.

1570.
October

The brute of the appointment of the tuo Quenis
daylie augmentit, insomuch that the kingis enemeis
eschamed not to affirme that the quene suld be in
Scotland and peaciablie in hir authoritie befor Yule
day. In esperance hereof all the kingis enemeis re-
iosed, and took vnto thame selvis bouldnes to doe
what they wist. But amonges vtheris the erle of
Cassilis comitted such creweltie as seldome hes bene
hard done be ony mortall man.

The erle of Cassilis tyranny against a quick man *—
Maister Allane Stewart freind to Captane James Stewart
of Cardonall, be meanis of the quenes corrupted court,
obteaned the abbacie of Croseraguall. The said erle
thinking him self gritter then ony king in thea quarteris
determined to have that whole benefice (as that he hes
dyvers vtheris) to pay at pleasour: and becaus he culd
not find sic securitie as his insatiable appetite requyred,
this shift was devysit. The said Mr Allane beand
in cumpany with the lard of Bargany was be the said

18

* It appears from the chronology that the author has engrossed these events as belonging to the period of October and November. Several instances of apparent inaccuracy afterwards occur: which render it difficult for the editor, who has added all the marginal chronology, to preserve perfect uniformity.

1570
October

erle and his freindis entyset to leave the savegard which he had with the said lard and come [to] make gud cheir with the said erle. The simplicitie of the imprudent man was suddenlie abused : and sua he passed his tyme with thame certane dayes ; which he did in Maybole with Thomas Kennedie father brother to the said erle. Efter the which the said Mr Allane passed with quyet cumpany to visie the place and boundis of Croceraguall, whair of the said erle being surelie aduertised, determined to put in practeis the tyranny which long before he had conceaved. And so, as king of the countrie, apprehendit the said Mr Allane, and carried him to the hous of Dunure, where for a season he was honorablie entreated (gif a prisoner can think ony interteanment pleasing) : but after that certane dayis were spent and that the erle culd not obtene the fewis of Croceraguall according to his awin appetite, he determined to prove gif a collatione could work that which neather denner nor supper could doe of a long tyme. And so the said Mr was caried to a secreat chalmer ; with him passed the honorable erle, his worschipfull brother, and sic as was appointed to be servantis at that banquet. In the chalmer there was a grit iron chimlay, vnder it a fyre ; other grit provisioun was not sene. The first cours was, My lord abbot (said the erle) it will pleis you confess heir that with your awin consent ye remane

1570
October

in my cumpany, becaus ye darre not comitt you to the handis of vtheris. The abbote answerit, Wald ye, my lord, that I shuld mak a manifest leising for your pleasour : the treuth is, my lord, it is against my will that I am hier ; neather yit have I ony pleasour in your cumpany. Bot ye sall remane with me at this tyme, said the erle : I am not able to resist your will and pleasour, said the abbot, in this place. Ye man then obey me, said the erle, and with that were presentit vnto him certane letteris to subscriue, amonges which ther was a fyve yeare tack and a 19 yeare tack, and a charter of few of all the landis of Croceraguall, with all the clausses necessaire for the erle to haist him to hell. For gif adulterie, sacriledge, oppressione, barbarous creweltie, and thift heaped vpon thift deserve hell, the great king of Carrick can no more eschape hell for ever nor the imprudent abbot eschaped the fyre for a cessone, as followes.

Efter that the erle espyed repugnance, and that he culd not come to his purpose be fair means, he comandit his coockis to prepare the bancquett, and so first they fled the scheip, that is, they took of the abbotis cleathes ewin to his skyn, and nixt they band him to the chimlay, his leggis to the one end and his armes to the vther, and so they began to bait the fyre sometymes to his buttockis, sometymes to his legis, sometymes to his shulderis and armes. And that the rost suld not burne,

1570
October

but that it myght rest in soppe, they spared not flambing with oyle ; (Lord luik thou to sic creweltie) and that the crying of the miserable man suld not be hard they closed his mouth that the voice myght be stopped. (It may be suspected that sum practisiane of the kingis murther was there). In that torment they held the poore man till that oftymes he cryed for Godis saik to dispatche him : for he had alsmeikle gold in his awin purse as wald bye poulder aneugh, to schorten his paine. The famous king of Carrick and his coockes perceaving the rost to be aneuch, comandit it to be tane fra the fyre, and the erle him self began the grace in this maner : *benedicite Jesus Maria*, you are the most obstinat man that ever I saw, gif I had knowin that ye had bene so stubburne I wold not for a thousand crownis handled you so. I never did so to man befor you. And yit he returned to the same practeis within two dayes, and ceased not till that he obtaned his formest purpose ; that is, that he had gottin all his pieces subscrivit, alsweill as ane half rosted hand culd doe it. The erle thinking him self sure aneugh so long as he had the half rosted abbote in his awin keping, and yit being eschamed of his presence be reasone of his former crueltie, left the place of Dunvre in the handis of certane of his servantis, and the half rosted abbote to be keapit thair as prisoner. The laird of Barganie, out of whose *cumpanie* the said abbote was entysed, understanding (not the

extremities) but the reteaning of the man, send to the court and reased lettres of delyvrance of the persone of the man according to the ordour, which being disobeyed the said erle for his contempt was denounced rebell and put to the horne. But yit hope was thair none neather to the afflicted to be delyvered, neather yit to the purchaser of the letters to obtain any comfort therbye ; for in that tyme God was despysed, and the lauchfull authoritie was contemned in Scotland in hope of the suddane returne and regiment of that crewel murthurer of hir awin husband of whose lordis the said erle was called one, and yit ofter than once he was solemnedlie sworne to the king and to his regent. The trew report and narratione of this fact is to be sene in this act made befor the privie counsall vnder Alexander Hayis hand write. .

1570
October

At Stirveling the 27 of Aprile 1571 years*. A-
nent the complante made be Mr Alane Stewart com-
mendatour of Crostraguall against Gilbert erle of
Cassilis, Thomas maister of Cassilis his brother, and
thair complices, conteanit in the said Mr Alanes sup-
plicatione, whairof the tenour followes :

Vnto your Grace and lordis of secreit counsall, hum-
blie meanes and schaws your servitour Mr Alane Stewart
commendatour of Crostraguall, that whair, vpon the 29

* This alludes to the time when the legal proceedings took place.

1570
October

day of August last by past I beand within the wood of Crosraguall doand my leasome earandis and busines, belevand no harme nor invasione to have bene done to me be ony persone or persones ; Nottheles Gilbert erle of Cassilis, Thomas Mr of Cassilis with thair complices, to the number of 16 persones or therby, come to me and persuadit me be thair flatterie and deceatful wordis to pas with them to his castle and place of Dunvre, being allwayis myndit gif I had made refusall to pass with them to have tacken me perforce. And he putand me within the same, that I suld be in sure firmance commandit sex of his servantis to avait vpon me, so that I ischewit not, wha tuike fra me my hors with all my weaponis, and then departed while the first day of September thereafter, that he come agane and requyrit me to subscriye to him ane few chartour brought with him made in parchement : of the whole landis parteaning to the said abbacie, together with 19 and 5 yeir tak of the fructis teyndis and dewities therof as he alledgit of the whole kirkis and personages perteaning thairto ; whair of I never redd a word of, answerit it was a thing vnreasonable, and that I could na wayis doe, in respect the same long of befor was alreddie disponit to the kyndlie tenentis and possesseris therof, and to James Stewart of Cardonall, and therefore the samin being furth of my landis I culd na wayis grant his vnreasonable desyre. Wha

1570
October

then, after long boasting and minassing of me, caused me to be cariet be Jhone Kennedie his baxter, Jhone M'leir his cuike, Alexander Ritchard his pantriman, Alexander Eécles and Sir William Tode, to ane hous callit the black voute of Dunvre, whair the tormenteris denudit me of all my cleathis perforce except onlie my sark and doublat, and then band bayth my handis at the shakle-bones with ane corde, as he did bayth my feet, and band my soilles betuixt an iron chimlay and a fyre, and beand bound therto could no wayis steir nor move, but had almost inlaikit through my crewell burning. And seing na vther appearance to me but eather to condescend to his desyre or elis to continew in that torment while I died, tuke me to the longest lyfe, and said I wald obey his desyre albeit it was sore against my will. And for to be relevit of my said paine subscryvit the foir named charter and tackis whilk I never yit red nor knew what therin was conteaned; which beand done, the said erle causit the said tormentouris of me sweir vpon ane byble never to reveill ane word of this my vnmerciefull handling to ony persone or persones. Yit he not beand satisfeid with their proceedings, come agane vpon the 7 day of the foirsaid moneth, bringand with him the samyn charteour and tack which he compellit me to subscribe, and requyred me to ratiffie and approve the same befoir notar and witnessis, which alluterlie I re-

1570
October

fused, and therefore he as of befor band me and pat me to the same maner of tormenting, and I said, notwithstanding, he suld first get my lyfe or ever I agreit to his desyre, and being in so grit paine as I truste never man was in with his lyfe, whair I cryed, Fye vpon you, will ye ding whingaris in me and put me of this world, or elis put a barrell of poulder vnder me, rather nor to be demaned in this vnmercifull maner. The said erle hearing me cry, bade his servant Alexander Ritchard put ane serviat in my throat, which he obeyed. The same being performed at xi horis in the nyght, wha then seing that I was in danger of my lyfe, my flesch consumed and brunt to the bones, and that I wald not condescend to thair purpose, I was releivit of that paine whairthrow I will never be able nor weill in my lyfityme. Sic ane creweltie never being hard of befor done to ony frie persone that had not comitted offence. And gif your Grace and Lordschipes takis not gude order, heiranent for punishment of the same, it will giue occasione to vtheris proude persones, contemnners of the kingis Grace authoritie, to brek gude ordor and truble the comone weall of the countrie. And for declaring of the said erles wicked mynd towardis me hes wrangouslie by all ordour of justice intromettit with and tane vp my whole leving of Crosraguall at his awin hand without ony title or richt thir thrie yeiris bypast. Lyk as he yit continewis

therinto, taking no feare of our soverane lordis lettres or charges vsed in his name ewin as he were ane exemit persone not subiect to lawes, but myght doe all thingis at his pleasour : As it is not vnknawin vnto your Grace and Lordschipsis of my deteaning captive, that I obtaned both lettres of horning, and lettres chargene him vnder paine of treassone to put me at libertie, yit he continewallie disobeyed the same, and both past to the horne and also incurrit the said paine of treassone, as the saidis lettres of horning and treasone executiones and indorsationes therof heir present to schaw, beiris. Heirfore in maist humble maner, I beseik your Grace and Lordschipsis to have consideratione of the premisses, and that it will pleis your Grace to comand and charge the said erle to bring and present before your Grace and Lordschipsis the forenamed few charteour and tackis at sic day as your Grace pleasis to assigne, and vnder sic panes as your Grace thinkis expedient, and they beand producit to be determit of none avail for the causes above written. And als to caus and compel him to find me catione and sovertie or he depart therefra, that he nor none in his name in all tymes cuming sall intromet or medle with ony part of my said leving of Crosraguell, but to suffer me to vse the same and intromett therwith at my pleasour conforme to my provisione. And in lyk maner I beseik your Grace nocht to oversie the vsurped authoritie taken vpon him in the wrongous tor-

1570
October

1570
October menting of me, be reassone the same onlie appertenis to your Grace. And ye suld sie the samyn punist in example of vtheris. And your Grace and Lordschipis answer :—And anent the wairning to the said Gilbert erle of Cassilis to compeir befor my lord regentis Grace, and lordis of secreit counsall at ane certane day to answer to this complante, the said erle compear and personallie alledged the pointis of the said complent to be eather civile or criminall, and that he aught not to answer therto bot befor the Iudges competent. My lord Regent with the advise of his said counsall, no wayes willing to preiudge the ordiner Iurisdiction and Iudgement or hinder ony parteis rychtis or defens, but onlie to provyde for the quyetnes of the realme and to forbid violent forse ; therfore ordanes and comandis the said Gilbert erle Cassilis being personallie present to find catione and sovertie actit in the bukes of secreit counsall, that he nor none that he may lett, sall invaid, molest nor persew the said Mr Alane Stewart in his bodie, nor yit medle or intromett with his place and leving of Crosraguell, or vptak the fructes, renttis, proffeitis or dewiteis therof vther wayis nor be order of law and iustice, vnder the paine of tuo thowsande pundis. And als ordanes the said erle to find the lyk catione and sovertie and vnder the same paine to Mr George Buchwhannan pensioner of Crosraguell being personallie present, and cravit the same alsweill for his awine per-

sone as his pensione. And incais the said soverteis be not found befor the said erle depart furth of Stirveling, that alwayes the same be found before he be releavit of his warde whair he is appointted to remane, although the vther ocasioness that he is wardit for were accomplished and fulfilled be him. Extractum de libro actorum Secreti Consilii Supremi Domini Nostri Regis per me Alexr Hay deputatum. Subscriyvit *Alexander Hay*. 1570
October

The said larde of Barganie perceaving that the ordiner Justice (the oppressed as said is) could neather help him, nor yit the afflicted, applyed his mynd to the nixt remedie, and in the end be his servandis tuke the house of Dvnvre whair the poore abbote was keapit prisoner. The brute flew fra Carrik to Galloway. And so suddanelie assemblit hird and hyre man that perteaned to the band of the Kennedies: and so within few horis was the hous of Dunver invironed agane. The maister of Cassilis was the frackast and wald not stay, but in his heat wald lay fyre to the dungeon, with no small boasting that all enemeis within the hous suld die. He was requyred and admonised be those that were within to be more moderat, and not to hazard him self so foolislie. But no admonition wald help till that the wind of ane hacquebute blasted his shulder, and then ceased he from further persute in furie. The lard of Barganie had before

1570
October purchest of the authoritie lettres, chargene all faythfull subiectis to the kingis majestie to assist him against that crewall tyrant and mensworne traytor the erle of Cassillis : which lettres (with his privie wrytingis) he publissit, and schortlie fand sic concurrance of Kyle and Cunynghame with his vther freindis, that the Carrik company drew bak fra the hous ; and so the vther approched, furnisit the hous with mea men, delyvered the said Mr Allane, and caried him to Ayre, whair publictlie at the mercat croce of the said towne he declared how crewellie he was entreated, and how the murdered king sufferit not sic torment as he did : that onlie excepted he escaped the death. And therefore publictlie did revoicke all thingis that were done in that extremitie, and speciallie he revoiked the subscriptione of the thrie wrytingis, to wit, of a fyve yeir tak and 19 yeir tak, and of a charter of few. And so the hous remaned, and (till this day the 7 of Februarye 1571)* in the custodie of the said Larde of Bargany and of his servantis. And so creweltie was dissapointted of proffeit present, and salbe eternallie, vnless he earnestlie repent. And this far for the creweltie comitted (to give occasione vnto vtheris and to such as heat the monstrous dealing of degenerat nobilitie) to luke more diligentlie vpon thair behaviouris

* Probably the time when the author made his transcript.

and to paint thame foorth vnto the warld that they
 them selvis may be eschamed of thair awin beastlines,
 and that the world may be advertised and also admo-
 nished to abhore, detest and avoide the cumpany of
 all sic tyrantis, who are not worthie of the societie of
 men, but ought to be send suddanlie to the devill with
 whome they most burne without end, for there con-
 tempt of God, and crewaltie comitted against his
 creatvris. Lat Cassillis and his brother be the first
 to be the exemple vnto vtheris. Amen. Amen.

1670
October

The quenis suddan hamecuming trotted in the
 mouthis of all the kyngis enemeis. Yule was ap-
 pointed for the last day. The postis gat no reste be-
 twixt the Castle of Edinburgh and the North, whair
 the Secretare, that grit God to the Captane called Sir
 William Kircaldie of Grange, Knyght, whose confede-
 racy with the kingis enemeis was long before sene
 and suspected of mony. But yit the former honestie
 of the man stayed the hartis of all the faythfull in
 thair former gude opinione of him, vnto such tyme as
 his rebellione so brusted furth as none culd excuse it.
 The mater fell out as followes.

Jhone Kircaldie sone to vmquhile Patrik Kirkcaldie,
 father brother to the said Sir William, now larde of
 Grange, receaveth some iniurie in the town of Dun-
 fermeling be one George Durie (as after wilbe declar-
 ed) in whose cumpany was one Henry Seatoun, who

Decem-
ber
21

1750
Decem. schort thereafter reparing to the toun of Edinburgh,
his busines being endit was to returne to his master ;
and being fordwart in his iornay with his hors which
was boted at Leyth, and he himself in reddines to have
entered, the larde of Grange captane had gewin charge
to sex of his principall servantis to stryk the said Hen-
rie with a batton. In recompense of the iniurie done
to his kinsman who attending vpon the said Henrie
presentit the batton vnto him vpon the schoir of
Leyth. The said Henrie beinge vnpatient to be dunge
as a doge, maid him for defence and hurt ane of the
sex, who being vnmyndfull of thair charge receavit,
left the batton and fell to the scharpest waponis they
had, and so set vpon one schortly and crewellie mur-
thered him, after that the cable of ane anker had ta-
ken his feit from him, and sought to win thair strenth
the castle be speid of fute. One of the number nam-
ed Fleming was apprehendit, and put in the towbuith
of Edinburgh. The captane stormed and bad intreat
his man weill, for he wald not suffer his man to die
for obeying his comandement.

21 That day, which was thurisdai the 21 of December
he made his preparationes without and within. With-
out he had the deaconis of the craftis, and be thair
meanis the rable of the craftismen, reddie enough to
vproare and tumult, were easelie persuadit to fortifie
his enterprise. Within the castls were the cannonis

monted, and a ram * was made to mak oppin doores. And sua betuix sex and sewin at nyght, the most part of men being at supper †, his men of weir, and servandis issued out of the castle, and without ony noyse or clamour come to the towbuith. The number was not grit that made the first assault : but the preparatiōne made for their savegard was not little, for all be the which men myght have assembled to have stayed thair interprise, were stopped be men armed with culveringis, pickis, and vther long weaponis. The darknes of the nyght hid thair faces, but God will reveale them at his gud pleasour, and a vigilant magistrat myght easelie smell them out. The captan himself, accompanied with the Lord Home, keapit the vpper warde above the over trone to be thair saivegard, that none suld cum betuixt them and the castle. Farder provisione was made, that none suld have acces to the comon bell, and sua all thingis put in order, the lard of Drylay cheif leader of that band began to requyre open doores. The Jeaweller denying, the Ram was put to the work, and quicklie prevaled against all doores : and so was the hous of Justice violated. The recen murtherer reft fra the handis of the magistratis,

1750
Decem.

* The reader will observe with some surprise this engine named at so late a period. But it should be remembered that we cannot ascertain its particular kind or description : therefore it may merely be a beam or log of wood.

† Six or seven seems to have been the usual hour of supper.

1570 and libertie proclaimed to all malefactoris that wald
Decem. tak the captanes parte. In the end, to give defyance to
the regent in his face, the grit ordinance of the castle
schot. The towne was in grit feare; but small, yea
na danger was done except Jhone Wallace hous was
schot thorough, and a corne stak and a barne in the
Canongait: * And so God sent rest for that nyght.

24 Sonday following, which was the 24 of December,
Jhone Knox preiched, and omittit not to reprove as he
myght sic disorder: And affirmed that in his dayes he
never saw so sclanderous, so malepart, so fearfull and
so tyranous a fact; for, said he, gif the comitter had
bene a man without God, a throt cutter and sic ane
as had never knawin the workis of God, it had movit
me no more, then vther ryotis and enormiteis that my
eyes have sene the prince of this world Sathan (be
his instrumentis wicked men) raise vpon against Jesus
Christ now preiched; bot to see staris fall from hea-
vin, and a man of knowledge to comit so manifest
treassone, what Godlie hart can not but lament, trem-
ble and feare? God be mercifull, for the exemple is
terrible, and we have all neid earnestlie to call to God,
lead vs not into temptatione, and speciallie to delyver
vs from the cumpany of the wicked; for within these
fewe yeiris man wald have loked for vther fruitis of
that man then now have buddet furth. As the subse-

† This shews how limited the city was at that time in extent.

quentis will declair. At this sermonne and particulare reprehensione the captan of the castle was so offendit, that both God and warldlie honestie were forgot in that rage, for in what furie he burst furth dyvers men of sufficient credite can testifie. But against him will we produce nothing which his awin hand write and plane factis suld not verifie. That same sonday at efternone he wrote a ticket to Mr Jhone Craig minister, in this sentence, and send it doone with a servant wha delyverit it to Mr Craig being in the pulpit. The letter is this, written with his awin hand.

1570
Decem.

“This day Jhone Knox in his sermond openlie callit me a murtherer and a throtcutter ; whairin he hes spocken forther then he is able to iustifie ; for I tak God to be my dampnatione gif it was my mynd, that that manis bloud suld have been sched whairof he hes callit me the murtherer. And the same God I desyre from the bottom of my hart to poure out his vengeance suddanlie vpon him or me, whidder of vs tua hes bene most desyrous of innocent blood : this I desyre you in Godis name to declair oppinlie to the people. At Edinburgh Castle the 24 of December 1570.”

This ticket was presentit be the captanes awin servand to the said Mr Jhone Craig in pulpet. But he wiselie answerit that he durst reid nathing in that place, without the knawledge and consent of his church. And so that dart being schot, the strenth

1570
Decem., of it vanisit. And yet the brute and veritie of it posted from Edinburgh castle to me^e cuntreis then one. To schaw his greif and his offence farther against Jhone Knox, he directed his complent to the sessione of Edinburgh in forme as followes.

The larde of Grange, Captane of the Castle of Edinburgh, his complent vpon Jhone Knox, gewin in to the Sessione of the Church of Edinburgh the 28 of December.

Vnto your wisdomes humblie meanes and schawis : I your servitor and ane of your brethren William Kircaldie of Grange knyght. That whair Jhone Kircaldie my cousing germane being laitlie charged to compeir in ane Iustice court haulden within the tounne of Dunfermeling vpon the xi day of December instant, to pas vpon the assise of certane persons called for the slaughter of vmquhile Jhone White in Kircaldie, my cousing, at comand of the charge, as an obedient subiect, repared to Dunfermeling in sober and quyet maner, his alone without armour†, luiking for no truble, harm, iniurie, or displeasour to have bene done to him, bot to have lived vnder Godis peace and the kingis. Nevertheles George Durie and Lowrie Du-

* A strong indication of the spirit of the times, when one durst hardly step beyond the threshold of his own door from the danger of assassination.

1570
Decem.

rie, brether to the larde of Durie and umquhile Henrie Seatoun his servant with thair complices, come to the said Jhone as he was passand to the kirk of Dufermeling, and efter few wordis speaking, the said George tuke him with his steikit neive vpon the face as he had bene altogether vyle and ignoble, and not in ranck, place, or number of gentle or honest men, without ony offence, provocatione, or occasione gewin, be the said Jhone in word, deed, or countenance to be so contemptuouslie and schamefullie vsed. And in the mean tyme the said Henrie and remanent persones, being with the said George Durie in cumpany, drewe thair swordis and had slane the said Jhone Kirkcaldie my cousing, were not the prowtest of Dunfermeling come and pat them fra him; vpon ald feid, for thought fellony, set purpose and provisione. Efter the which the said Henry Seatoun, not satisfest with thir iniuries, but still malignant and perseverand in his wickit mind and conceavit malice against me and myne, schortlie come to this burgh of Edinburgh, purposelie as appeared to put his hatred further in executione against some of my friendis, as indeid sindrie inocent men hes of before had ower grit prufe of his vnmercifull dealing, whair he myght see advantage or be master, which I delyte not farder to rehers nor may serve to manifest the grund and occasione of the lait truble. And the said Henrie, being thus in Edinburgh, most disdanfullie

1570 Decem. passeth vp and down the toun, and most prouddie crossed my servantis geatis with sic jesting and mocking meanes and countenance as wold have irritate and comovit the most pacient flesch leving, throw whose contemptuous provocatione I was moved, and send certane of my servantis to Leyth to have dovng him with ane battone in semnable maner as he had and his complices of before dung the said Jhone Kircaldie my cousing with thair neiwes, which my servandis never drew sword while he had hurt one of thame, they nor none of thame having vther counsaill or comand of me to sched that manis bloud, as I man answer in Godis presence, but onlie, as I have said, to have recompensed the schamefull cuffing and misvsing of my kinsman, quhilk I tuke to be done for my cause as your wisdomes may easelie credit it was. For it is notoriouslie knawin that the principallis of the saidis Hendreis bloud (I mean the hous of Durie) hes done to me and myne mony grit offences, grivous iniuries, and exhorbitant displesoures: the principall of that hous being the chief author of the death and destructione of my grandschir the lard of Raith with the ruine of his hous. And sensyne, have they not daylie and continuallye molestit and trubled vs, his posteritie and freindis, in our ryghteous titles, native rowmes, and auld possessiones; and yit, praised be God, we never made vs to tak revendge therof be way of deid or blude.

1570
Decem.

sched, but patientlie have sufferit and susteained the same as Christianes. Nevertheles, how ignominiouslie I have bene spocken of in pulpet and publict sermond vpon Sonday last the 24 of December instant, be Jhone Knox, our minister; your wisdomes selves that were auditoris thereto, can beir record. For not allanerlie hes he set me furth in his said sermond for a crewell homicide or manslear, bot als for a oppin traitour, vnmercifull murtherer, and plane throt cutter, designand me be my name in speciall, geving the auditor to vnderstand that he had certane knowledge, proof, and experience of my nature and inclinatione to be bent to murther and bloodsched; saying also, that when he sawe me in miserie, as vther pure men was, I devysed to have sought my delyverance be blood sched, bot was stayed therfra be the counsall of vtheris, and not be my awin inclinatione, which I tak God to witnes is not of veritie; which particulare accusatione was express contrare the actis, ordinances, and practises of our kirk, observit in sic cases, namelie, at the first admonitione, and against the rewle of Christiane charitie. And sua in effect, hes accused, iniuried, and sclanderit me in most opprobrious and particulare maner, befoir ony admonitione, citatione, or declaratione; and, sa far as in him lyes, condempned me, befoir tryall, of my caus or declaratour preceeding; whilk, probablie, he hes done of

1570
Decem. privat grudge to alienat the hartis of all honest men fra me, and to mak me odious and contemptible, rather then for correctiones caus. In that he hes past the boundis of discretione, and left the order and discretione of ane cairfull pastor in his rigorous and particulare threatenings, without admonitione or tryall preceeding, which rather myght have cassin me in despair (as God forbid) then have reducit me in the way of repentance, incase I had bene culpable and guiltie of sic horrible crymes as he particularlie rehersed, to my sclander and ignominie, whair of (praised be God) my conscience is no farder burdenit, then I have declarit to Mr Jhone Craige and Mr Clement Little *. Theirfore, I beseik your wisdomes gravelie to weay and considder the premissis, and how far our minister hes transcendit his boundis in his speciale accusatione and sclandering of me, chargeine me wronguslie and partiallie with sic grivous offences as are befor expressit; and, therefore, your wisdomes be your iudgment and authoritie, will caus me to be repared to my honour, and restored to my gude name and fame, in the self same place whair I was so sclanderouslie calumniat, befor admonitione geven, and cognitione tane in my caus: And therin regard indifferentlie the offence of the minister being bot flesch and blood, and clad

* Mr Clement Little, advocate, founded a library in Edinburgh, 1580, for the *promotion of religion and piety*.

with malice passionis, as vther in the flock are. And ¹⁵⁷⁰
in sa far as I have bene offensive to the kirk, I am ^{Decem.}
content, with all humilite, at time and place convenient,
to submit myself to your Godlie willis and correctione.
And your wisdomes answer humblié I be-
seik.

This lètre offerit to the sessione, and red in the
same, it was thought most resonable that the copie
therof suld be send to the partie accused who long
befoir had bene seik, and never come out in publict
except on the Sondag before noon to mak the ser-
monde, and so the lybell and accusatione presentit to
the said Jhone, gave an verball answer that the next
thurisday he suld answer in writ to the principall ac-
cusatione; bot becaus that in it thair was monie thingis
inpertinent, and some so manifest and detestable levis
that with saife conscience in his nixt sermond he culd
not pas by thame with silence, he prayed the brethren
that presentit the said complent vnto him, humblie to
desyre the sessione not to be offendit with him al-
though he defend his awin innocencie (seeing he was
ane preicheour) which being granted (as iustlie it culd
not be denyed), the nixt Sondag in his publict sermond
he said :

I am compellit, and that be impudent and manifest
lyaris to crave of you (loving auditouris) as ye will
answer to God, to beare trew and faythful witnessing.

1570 I am grivouslie accused, as a bill delyverit to the ses-
Decem. sione of my kirk dois proport, and therfore to you as
to my competent iudges have I my refuge, desyring
you yit once agane, as ye will answer before the ius-
tice seat of God, to spair nothing of the veritie. Is
there ony of you that hard me in this publict place
call the larde of Grange, now captane of the castell of
Edinburgh, a crewell murtherer, ane opin throat-cut-
ter, and one whose nature I had long known to
be bloud-thristie? or was not the conclusiōe of my
iust reprehensiōe and complent direct to the plane
contrare end. I accused indeid that iniust and crewel
murther, I affirmed that the violating of the hous of
iustice to be treassone, and finallie I complented that
the lyk enormitie and pernitiōus exemple I never sawe
in Scotland. Not but I had sene murther and re-
belliōe befor; yea I have sene magistrates ganestude
and the supream magistrates of the crown I have
sene besedgit in thair awin tolbuith, and I have sene
condempned persones violentlie reft fra the gallous and
gibbet; but none of all theis forenamed can be com-
pared to this last attemptat. For, gif the maisteris
and authoris of this last ryote had been knowin be-
foir to have been oppin throat-cutteris, bloud-thristie
men, and sic as had bene void of the true feir of
God, I wald have bene no mair movit at this tyme
then I have bene at other tymes before; bot to see

staris fall from heavin, to see men that have felt als-
 weill Godis iudgementis as mercies in a part, and to
 see men of whome all godlie hartis have had a gude
 opinione, to see, I say, sic men so far cariet away,
 that both God and man are not onlie forgot, but also
 publictlye dispysed, is both dolorous and fearful to be
 remembred; for I have knawin that man in his grit-
 test extremitie, when that he myght have set him self
 at fredome be schedding of blood, at the counsall of
 sobore men he vtterlie refused all sic creweltie, and
 tuk a hasard to the flesch most fearfull, which God
 notwithstanding blissed, having respect to the simpli-
 citie of his hart; and therfore then I said, and yit I
 say, that this exemple in him is the most terrible ex-
 emple that ever I saw in Scotland. I know that some
 have made vther report, bot in thair face I say that
 of thair father the devill they have learned to lie,
 whairin gif they continew without repentance they sall
 burne in hell.

1570
Decem.

This mekle being spoiken in oppen pulpet, he
 made this answer following in write to have bene
 gevin into the sessione the nixt Thurisday for his full
 answer vnto the foresade lybell or accusatione.

*The answer of Jhone Knox, minister of Christ Jesus, in
 preiching of his blessed evangle, to the complent and ac-
 cusatione of Sir William Kircaldie of Grange Knyght,*

1570
April

To the long narrative preceeding the complent of the said William vnto your wisdoms, and his accusation of me, I answer nothing save onlie this ; that his awin confessionne convictis him to be a murtherer in hart, befor that his servantis comitted murther ; indeid for his awin confessionne is, that he, movit be divers misbehaviouris of umquhile Henrie Seatoun, send certane of his servantis to Leyth to have dunge the said Henrie with a batton, which directione and charge I avowe was murther befor God, afoir ony bloud was sched. For our maister Jesus Christ, and his apostle Jhone, pronouncit the hetreat of the hart to be murther befor God, yea, Jhone affirms, that who so loveth not his brother is a man-slayer ; the apostle Paul affirms that love worketh not evill, and so the charge to strik with a batton imported with it from the first conceptione therof murther, which is burst forth to the knowledge of the world in mea sortis than one. I vterlie deny that I have done or said ony thing in publict reprehensione of the said Sir William repugnant to the dewetie of a faythfull pastor. Yea I feare not to affirm that a true pastore nor a faythfull watchman I had not bene, gif I had kepit silence at so oppen a sclander and so proud contempt both of God and man. And this for sumar answir to his whole complent, referring the particulars to farther oportunitie. Whair he complenis that privie admonitiones past not

22

befoir, I answir, that neather to him nor yit to ony that in sic sort offendis perteaneth privie admonitione. Bot against so proude and manifest attemptates belongeth public reprehensione, that vtheris may fair according to the comandement of the apostle Paull, 1 Timoth. 5. Whair he complenis that I called him oppin traytour, vnmercifull murtherer, and a plane throat-cuttare, and that I did expres him be his name, giving the people to vnderstand, that I had certane knowledge, prufe, and experience of his nature and inclinatione to be bent to murther and blood-shed, &c. Becaus that this part of his complent and accusatione is manifestlie fals, and so far contrarious to my wordis, I omit all answir and purgatione of my self, that onlie excepted, which in publict audience I gave vpon Sunday last. But in my rigorous accusatione, as it pleasis the said Sir William to terme the publict discharge of my conscience, and dewitie to God to his kirkis and to him, then and yit allace, I feare, sleping in syn; that my publict denunciatione of his defectione I say is in ony wayis contrarious to the actis or ordinances of this, or of ony weill reformed kirk, or yit against the rule of Christane charitie, I vterlie deny. For in this kirk since the erecting of it, this order hes bene observit, that vpon the notorietye of sic enormities committed within our awin bodie, publict declaratione hes bene made to the whole people, as I suppose your

1570
Decem.

1570
Decem.

wisdomes doe weill aneugh remember and vnderstand ; and therefore I superseid ony farther probatione in that head, and also farther apollogie or defense of my self, unless your wisdomes pleis give me new comandement ; and so for conclusion, I say, the said Sir William maist iniustlie accuses me who have done nothing in all that actione besydis the dewitie of a faythfull pastour. That I am flesch and bloud, and cled with manlie passionnes as he alledges, I never have denyed ; but that eather flesch and bloud impyred in me, in rebuking his manifest impietie, that I vterlie deny, praying God that ye may deal with him so faythfulke and so vprytlie, that ye comunicat not with his synis, bot that it may pleis God so potentlie to work with you, that he may be brought to the deip consideratione of his fearfull defectione, and so to vnfeaned repentance, be continuance whereof he may escape the vengeance pronounced, and that inevitable sall fall vpon all impenitent persones. And this for answir in generall, being reddie as habilitie of bodie will serve or suffer, and gif it sall pleis you to command me to answir everie heid in particular. Subscryvit, your to comand in God, Jhone Knox.

Upon the declaratione befoir said, opinlie made in pulpet (which was most true) the captane tuke new purpose, and whair it was loked for that the said captane suld in proper persone cumed, and fortified

his accusatioun, he send a new bill to the sessione, the
tenour whair of followes :

1570
Decem.

Ryght Reverend ministeris, elderis, and deaconis
of the Kirk of Edinburgh, vnto your wisdomes hum-
blie meanis and schawis, I your servitour, and ane of
your brethren, William Kircaldie of Grange Knyght,
forsameikle as I gave this day aught dayes, ane com-
plent vpon Jhone Knox minister, anent ane part of
his preiching be him made the Sondag preceeding
concerning me, the lyk as I was enformed by dyvers
that hard the same, was tane reported and vnderstand
be thame and many vtheris to my grit iniurie and
sklander and defamatioun, as at mair lenth is conteanet
in my said complent ; nevertheless I vnderstand that
the said Jhone Knox minister vpon Sondag last was,
hes declared in his sermond his former sayingis and
intent to have bene vtherwayis then they were vnder-
stood be mony as said is. As to the lament and amen-
dement of my fault, and not to my hurt, injurie, or
defamatioun, I am content to give place to the treuth
and credit his awin declaratioun, and sua quyet my
self in hope of the mercie of God, and not to vnquyet
your wisdomes nor him be farther pursuite of the com-
plent, only desyring him and you for satisfactioun of sic
as vnderstude and reported his sayingis vtherwayis then
he declared, to give his saidis wordis and declaratioun
in write, vtherwayis referring the same to God, and

1570
Decem. end of the same mater which will declare all. And your wisdomes answir I beseik.

As Jhone Knox was passand to the sessione to answir the grievous complent according to his promeis, this former bill was presentit to him be tuo eldaris, quhilk beand red, he said, I will goe to the sessione and give my awin answir; and so creping vpon his club, came in befor them, and standing, said, " This day was assigned vnto me to answir the complent of Sir William Kirkadie of Grange knyght; but becaus, as this lettre proportis, he is not willing to pursew the same, whatsaever pleases you pleases me: for God knowis I have never bene enemie to that man, and therfore his pursuit ceasing, my defence sall sleip. Bot tuo things I man protest and requyre of your wisdomes, the former, that this my easenes to be intreated, neather preiudge my self, neather yit ony of my brethren, fellow-preacheouris, for what it is to accuse a minister for the functione of his office, I suppose ye vnderstand. Farther in this head I delay. The second is, that I desyre that ye suffer not the gentle man sleip longare in his syn. He is snared by Sathane. It is your dewitie to have compassion vpon him, and therfore, superintendent, I pray you (for the mater cheiffie tuiches you) be faythfull, and stand in your office. Admonis him of his offense comitted against God, against the partie,

against the kirk, and cheiflie against the magistrate.” 1570
Decem.
 Heirvpon was the superintendent of Lowthian direct to the castell, but answir is not yit (to wit the last of Februar) reported to the sessione. Bot the brute came to the earis of sum, that the captane had satisfieit the superintendent in all things, and wald satisfie the kirk as they wold comand. But in the mean tyme, the brute went that Jhone Knox had recanted, and had asked the captane mercie.

The nixt Sunday after, the said Jhone Knox in his 1571
January sermond, declared the nature of true repentance : and in the end, concludit, that unfeaned repentance broght with it humiliatione without excuse, and true humiliatione procured of God delay of plauges how scharp-lie that ever they were promised, at least for a tyme ; and that head he set furth be the historie of Helias, who in his face rebucked Achab of Naboths slaughter, who was not participant therof, bot be approbation when the fact was done.

This sermond did exasperate the captane agane, and pat him in a new raig. The fourt Sunday, it chanced the ladie Murray to be in Edinburgh, for whose caus, to wit, to salute hir, the captane came to the sermond ; (as he had not bene before almost ane whole yeir) he brought at his bak the principall murtheraris, and sic as had before brocken up the tolburth. Jhone Knox was quick in that sermond against all sic as for-

1571
January

get Godis benefits receaved, and entreating of Godis grit mercies bestowed vpon penitent synneris, according to his comone maner, he forwarned proud contemptneris, that Godis mercie apperteaned not to such as with knowledge prouddie transgressed, and after more prouddie menteaned the same. All that scharpnes the said lard of Grange tuik, as spokken against his persone onlie, and spak his pleasour to more than one or tuo.

Vpon this new displesour, the brute therof ran to all parties, sua thair was no tydingis, but this was one, that the larde of Grange hes sworne himemie to Jhone Knox and will slea him; whairvpon, the brethren of the wast wrot this letter to the captane as follows.

He that continewis to the end sal be savit. Sir, after heartlie comendatione in the lord, forasmekle as into this our assemblie at Ayre, the second of Januare we have hard be report of some, that not onlie ye have conceaved ane offence against our brother Jhone Knox, but also that ye are purposed to iniurie him be sum way of deid (a thing hard to be believed of vs) for albeit in matters of civile regiment ye doe not fullie agrie with vs, yit in the actiones of religione, God hes heirtofore sa far used your labouris to the furtherance therof, that ye have not bene a simple professor onlie, but also a chief defender therof, with

the hasard of your lyfe, landis, and guddis ; and therefore hard it is to persuade vs that ye suld be movit to doe ony harme to him in whose protectione and life (to our indgment) standis the prosperitie and incres of Godis kirk and religione, and so be the iniureing of him, to cast down that work which with so greit labouris and manifold dangeris ye have helpit to build : yit, nottheles, the great cair we have of the personage of that man whome our God hes made, both the first planter, and also the cheif vaterer of his kirk amonges vs, moves vs to write these few lynis vnto you, protesting, that the death and lyfe of that our said brother is to us so precious and deir, as is our awin lyves and deathis. Defering to have a plane declaratione of your mynd in this matter, with this berare whome we have directed vnto you with farther credite. And this not trubling you with farther wryting, we comitt you to the regiment of the spreit of God. From Ayre the 3 of Januare 1570. Thus subscriyvit.

Glencairn

Vchiltrie

Cunighamheid

William Cunighame of Craprintoun

Barganye

Jhone Lockart of Bar

Hew Wallace of Carnall

Jhone Foulertoun of Dreghorne

1571
January

Jhone Cathcart of Carriltoun
Gilbert Kennedie of Dalquhirran
Jhone Neilsoun of Craigcaffie
Hew Kennedie of Bennane
Thomas Kennedie of Lambie

In this mean tyme, Paisley was taken from the Lord Semples servantis be the Hamiltones, and be thame kept till that the Regent with his forces tuike it, and delyvred the place in the keping of the lord Cathcart *. Great moyen was made to raise the seidge, and so to frustrat the poore regent of that interpryse, but God assisted him then, so that he gat the place of Paisley randerit without promeis or compositione vther then the regentis will vndeclared.

The erle of Mortoun, and Mr James M^cGill, Clerk Register, were send to England commissionaris for the Kingis majesties partie. The Quene of England schew fair countenance to eather partie, as by hir answir gewin to the comendatour of Dumfermeling (who was send before) as hir awin letter schort befoir send to the Regent may appeare.

The answir gewin to the Comendatour of Dumfermeling. The Quenis majestie hath pervsed the instruc-

* It must be understood, that after the dissolution of the Religious houses, many of their revenues were given to laymen. Lord Claud Hamilton had held the abbacy of Paisley, but he was deprived of it, and Lord Semple obtained it from Regent Murray.

tioness which he brought from the Regent, and findis in thame dyvers thingis worthie of consideratione: which without farther debating of them can not be weyed as they import: and therefore, hir majestie wished that some such personess of that estate as have credite and acquaintance with those causes, myght forthwith repair hither for that purpose, with whome hir majestie will have further and more particular conference vpon those articles as sal be fit. And for the principall point, tuiching the restitutione of thair Quene; considering that by thare sundrie answeris alsweill heirtofore made as now at this tyme, it seemeth that by allegations the pretent caus in iustice to stay the same, hir majestie wold that the regent and vtheris of the kingis part suld vnderstand, that scho never intendit, nor will grow in resolutione therein, that sal appear vnto hir to be against iniustice or otherwayis vntill there cause may [be] honorable provydit for to all purposes. And therfore whatsoever they can mak apparent to hir majestie for thair continewance and conservacione to be agrieable with iustice, hir majestie will be reddie to vnderstand the same, and ther-vpon further doe as sal be to thair satisfacione for the continewance of the part they hold: and if percase on the vther syde they sal not be able to fortifie thair cause, with sic evident reasones as hir majestie may with conscience satisfie hir self, and with honour ansuir to the world; then nevertheles, hir majestie for the na-

1571
January

1571
January turall love scho beareth to the kyng, hir neir kynsman, and gud will scho had to the nobilitie on his part and there associatis, will leave no meanis to provyde for all thare sureties. In both which cases, it is easelie sene how necessare the presence of some fit personages to be sent from them is, with whome hir majestie will treat to these endis, gif they sal think gude to send thame. And therefore requyred the Abbot, eather by him self or by his advertisment, to give knowledge of this hir majesties ansuir to those noble men with spēid, that they may spedely despatche the comissionaris, sufficientlie authorised to confere with hir majestie in eather case. So as by no delay of tyme, the gud intent hir majestie hath for thame be hindered. And considering the gud opinione hir majestie hath conceaved of the discretione and sinceritie of the said Abbot, scho wished him to be present with such as come for that purpose.

The Quenis letter. Ryght trustie and ryght weil-beloved cosing, we greit you weill, giving you to vnderstand that we have receaved by the comendator of Dunfermeling, your lettres, with such other wrytingis, as ye hath willed him to declare vnto vs, and lykwayis, as he is verie weill able for his wisdom, and sufficient for to doe, He had declared vnto vs such thingis as on your behalf he hath to declare vnto us, whareby we doe verie weill perceave the gude will which you and

the rest that are with you in that realme beare towardis vs : and the reguard you seame to have of vs. And for answer of these thingis which you have said to vs, and vnto that which the commendator hath declared vnto vs further : becaus they consist of mony and sundrie pointis, and be of grit weycht, and importance, and requyre a further tyme to be deliberat vpon, we have for this present resolved no further theirin, then the said comendator shall inform you. Referring for further answer and resolutione to the comeing hither of your comissionaris, who were loked for to have bene heir afore this tyme : and so much the rather, we have done so, becaus the said comendator doeth iudge that before he sal be able to returne vnto you, they wil be neir vpon there arryvell heir. But of one thing we most at this tyme remember you, and requyre you so to consider thereof, as there follow no such inconvenience be the same, as otherwayis it most neids doe, which is this, Our request was that the abstinence of hostilitie betuixt both parties suld be agreed vpon, eather for sex weikis, or tuo monethis, for your partie have agreed but for sex weikis, and the Quene of Scottis partie have agreed for tuo monethis. Whairfore, to avoid this inconvenience; and that the said Quene and hir partie have no caus to complaine heirof, nor blame us heirin, we requyre and pray you to agrie also to keep the said abstinence also for the full

1571
January

1571
January tuo monethis, so as neather partie varie therein. And
considering that this space of tyme being alreddie
weill spent, and will not suffer for the tyme of the
treatie of the said commissionaris, we think it meit
that there be a further abstinence agreed vpon of both
parteis, and the same to extend to March nixt, whair-
vnto we pray you to agrie, and with speid to advertis
vs of your resolutione therein, for the saidis quenis
part did agrie at the first tyme vpon ane abstinence,
not onlie for tuo monethis, but for as long tyme as
we suld think meit: which agrement the said Abbot
had sene heir vnder thare handis and seales. And, in
case, therfore, ye doe agrie to this our secund re-
queist, we will, vpon advertisement thereof to vs
(which we requyre you may be done with all conve-
nient speid) procure the lyk renewing from the saidis
quenis part, vnder thare handis and seales. Gewin
vnder our Signet, at our Honor of Hamptoun Court,
the 7 day of December, 1570, and 13 yeir of our
reigne. Your loving freind Elizabeth R.

These lettres notwithstanding, the Captane of the
Castle was nurised in grit 'espearance, or else vaine
boasting, blew foorth of the rock, for the winde blew
vp and downe Edinburgh, that the Quene of England
had offerit to him, and for his caus, to the secretare,
restitutione of all that eather they, or thair freindis
had susteained. This message came be a gentleman,

called Harringtoun, who also careit lettres to the Re-
gent, whome he fand at Glasgow. Efter him come 1571
January
from Berwick, ane vther messinger, called Hope, from
the Merchall of Berwick. What was conteaned in his
lettres, or what he had in credite, is not publicklie
knawin. Bot were the tydingis pleasing or vnpleasing,
the Captane made a schaw of a stout bragg, for his February
gaird housses were furnished, his new men of warre
vnder the credite of Melvin, captane, who before had
bene a captane of a cumpany in the first Regentis tyme,
and his toseinge Waewan the tailzour come down the
gait of Edinburgh, vpon monunday, the penult of Fe-
bruar, 1571. They come downe, we say, from the
gaird housses, with sic haist, as men wondered what
suld be thair enterpryse : the end whairof was to in-
initiat the hand of Wattie Waewan, old deacone of the
tailzoris, with a new ensingye, which, with a grit so-
lemnitie, was careit through a publict mercat, and so
to the castle, and back agane about St Cuthbert kirk,
where the eath of the suddartis were tacken, whairof
for the present we will not speik, but referre trueth
to God, and to the declaratioun of time *.

At this time come foorth a ballat, as it had bene,

* It is difficult to understand the latter part of this paragraph, so much disfigured by malignant vulgarity. It would appear, that the officer only marched his men through the city, and then took their oaths of fealty, perhaps, on getting new colours.

1571 from the Captane of the castell, compleaning, as he
 February lay vpon the craig of Edinburgh, and becaus we never
 vnderstood the vaine of his poesie before, ye sall reid,
 gif ye pleis, that ye may iudge out of what arrow-bag
 sic arowes are schott.

At the castell of Edinburgh,
 Vpon the bank baith grene and rough,
 As myne alone I lay,
 With paper, pen and inke, in hand,
 Musing, as I culd vnderstand,
 Of the suddan decay

That vnto this pure natione
 Appeirandlie dois come :
 I fand our congregatione
 Was caus of all and some,
 Whois aucthoris instructoris
 Hes blindit thame so long,
 That blameles and schameles,
 Both riche and poure they wrong:

Thea wickit vaine Venerianis,
 Proud poysonet Pharisianes,
 With thare blind guydis but grace,
 Hes causet the pure countre
 Assist vnto thair traitorie,
 Thare prince for to displace :

For teine I can not testifie
 How wronguslie they wrought,
 When they there prince so piteouslie
 In prisone strong had brought ;
 Abuset hir, accuset hir,
 With serpent wordis fell,
 Of schavelis and rebellis,
 Lyk hiddeous houndis of hell.

1571
February

Thea dispard birdis of Beliall
 Thought nocht but to advance thame sell;
 Fra they had hir down thrawin,
 With errour and hypocrisie,
 To commit open traitorie,
 As cleirlye now is knawin:
 But the grit God omnipotent,
 That secreitis thoghtis dois search,
 Relevit hes that innocent
 Out of thare rage so fearee;
 Provydit and guydet
 Hir to ane vncouth land,
 Whare wander and sclander
 With enemeis non scho fand.

Sen tyme of which directione,
 This countrie is come in subiectione,
 And dailie servitude.
 With men of war in garisone,
 To the comones oppressione,
 By slycht and suddrene blood;
 Whose craft, ingyne, and policie,
 Full reddie bent is ewer,
 Be treasoun vnder amitie,
 Our nobles to disseaver:
 Some rubbing, some budding,
 Thare studie they employ,
 That slychtlye, vnryghtlye,
 They may this realme enioys.

This guyding gart grit greif aryis
 In me, wha na wayis could devyis
 To mend this grit mischance;
 And als I argouet all the case,
 I hard ane say, within this place,
 With help of God and France,

1671
February

I sall, within ane little space,
Thy dolouris all to dres ;
With help of Christ thou sall, or peace
Thy kyndlie prince posses :
Detrusaris, refusaris,
Of hir authoritie ;
Nane cairand or spairand,
Shall outhier die or fle.

Thought God, of his iust judgment,
Thole thame to be ane punishment
To hir, there supreme heid ;
Yet sen they were participant
With hir, and scho now penitent,
Rycht surelie they may dreid ;
As wicket scourges hes bene seen
Get for the scurgene hyre,
When syuneris repentis from the splene,
The scourge cast in the fyre :
Sua Mortone, be fortune,
May get this same reward ;
His boasting, nor posting,
I doe it not regard.

Bayth him and all thair company,
Thought England wald them fortifie,
I cair thame nocht a leuk ;
For all thare grit munitione,
I am in suire tuitione,
This hauld it sall me keip.
My realme and princeis libertie
Thairin I sall defend,
When traitoris salbe hangit hie,
Or mak some shamefull end.

Assure thame, I cure them,
 Ewin as they do deserve ;
 Thare treasone, this seasone,
 It sall not mak me suirve :

1571
 February

For I have men and meat aneugh ;
 They know I am ane tailzeour touche,
 And wilbe ryght sone grievet ;
 When they have tint als mony teith
 As they did at the seige of Leith,
 They wilbe fain to leave it.
 Than wha, I pray you, salbe boun
 Thare tinsall to advance,
 Or give sic compositione
 As they gat then of France ?
 This sylit, begylit,
 They will bot get the glaikis ;
 Cum they heir, thir tuo yeir,
 They sall not misse their paikis.

As for my nyghthouris Edinburgh toun,
 What sgl be there part, vp or downe,
 I can not yit declare ;
 Bot ane thing I mak manifest,
 Gif they me ony thing molest,
 Thair buithis salbe maid bare.
 Gif fyre may thare buildingis sacke,
 Or bullat beat them down,
 They sall nochit faill that end to mack
 The staires made in this toun.
 Sua vse thame, and chuse thame,
 What part they will ensew ;
 Foirsake me, or tacke me,
 They sall drink as they brew.

1571
February

He bade me ryse, and muse no mair,
But pray to God both lait and aire,
To save this noble ludge,
Which is, in all prosperitie,
And lykways in aduersitie,
Our princes plane refuge.
Therefore, all trew men I exhort,
That ye with me accord,
That we all, bayth in earnest and sport,
Ask at the leving Lord,
That hanget, or manget.
Mot ilk man mak his end,
Wha dewilie and truelie
Wald not this hous defend.

March

Schort efter the knowledge of this rowstie ryme, the General assemblie of the kirk was to convene in Edinburgh, to wit, vpon the 1 day March, 1571. Before this assemblie, thare was no small boast, that the Captane of the Castell wald accuse Jhone Knox of the reproving of his murther, and of his vther enormities done, which the said Jhone hard of dyvers, patientlie did abyde the tyme appointed, not omitting his dewitie vpon the sonday, as the text offered occasione. Bot, when the assemblie was full, and a day was past, nothing was hard, whairat mony marvelit.

That tuysday nyght, the second day of the assemblie, there was a brawade, or els a foolis vanitie devysed in the castell. The one part of the Captanes suldeoris tuike vpon them to scarmis in maner of ane assault to the castle. The scarmis begouth about 8

1571
March

horis at nyght, and so continewed till efter 9. Question was demandit from the hous, "what they were that troubled the Captane vnder silence of nyght?" It was answerit, (as the fears was devysed) "the quene of Englandis armie." Thare began flyting, and sic flyting as comonlie we have not hard, for besydes thir wordis, away lubbard, away blewcoit, I defye the whytecott, dyrt vpon your teith; hence knawis, and goe tell that whoore your maistres, scho sall not cume heir: we lat you to wit, that we have men meit and ordinance for 7 yeiris. And so about the end of the scarmusching, the castell began to discharge canones, first ane, then ane vther, and last the thrid. And so schortlie, the counterfuted assaltaris took the flicht, and quyetness was in the toun for that nyght. At dyvers tables were dyvers communicationes, and amongis vtheris, Jhone Knox sitting with tuo brethrene said, I culd expone, gif I myght speak, the mysterie of yone thrie canones; but becaus the nyght is farre spent, and I may not weill speik, I conclude with this sentence of Solomon: *ante ruinam præt fastus*: before destructione goeth pryde; I saw as grit bravarie in the castell of St Androis, and yet few dayes broght a miserable desolatione.

The 3 day of the assemble thare was a lybell, without name, in a counterfeit hand cassin in, and frae

1571
March

the hous of the Lordis *, fell into the assemblie hous. The tenor of it, as sal be after declared, was to accuse Jhone Knox. The letter being presented to the said Jhone, he willed the same to be made manifest to the moderatour and brethren of the assemblie, desyring thame onlie to give him place to answer for him self. Vtheris thought it not expedient suddanlie, but rather to suffer tyme to wirk, that the compleners myght open farther of there myndis, and so that day it past by with silence. That same nyght following, this same bill, with some additione, was fixed vpon the assemble doore, the tenor whairof followes †.

Vnto you, ryght honorable superintendentis, ministeris, and kirk of God, presentlie assembled within this burgh for reformatione, humblie meanis and compleanis your fellow-members of Jesus Christ, professing ane self religione with you, vpon Jhone Knox, minister of this burgh [*They were not Gentiles that accused poor Jeremy*]. That whare, vpon sonday last by past, and dyvers vtheris tymes of before, the said

* Court of Session.

† Undoubtedly, the work would suffer nothing by the omission of this and other parts of a similar description. The only objection to it, which we must admit, indeed, is hardly sufficient, is that these passages have some relation to the general context of the whole, and the connection of the author's narrative would be interrupted without them.

Johne, contrare to his professione, opinlie, in this kirk of Edinburgh, maist seditiously [*falslie lybellir*] detracted, rayled, and inveyed against our soverane ladie [*No soverane ladie is scho to me, nor yet to this realme, and so ye are traitoris*], the nobilitie, and vther subiectis of this realme, professing her Grace's obedience, naming her an idolatres, and murtherer, and ane adulteres: [*I grant the accusatione, bot realing I deny*], And her subiectis, meanteaneris of Adulterie and Idolatrie, with mony utheris iniurious, and sklenderous wordis, as is notourlie knawin to this whole burgh, Attore, whairas of dewitie [*I deny dewitie in that part*], not onlie he suld have prayed for hir, but exhorted the whole kirk to pray for hir weifair, repentance, and conversione to God, not only doeth he omit the same, but contrariewayis vses all maner imprecationes and exècrationes against hir [*What I have used, man has not stopped, nor sall stop*], and vtherwayis speakis of hir as scho were a reprobat, saying scho repentis not, nor can not repent [*Thou art ane impudent liare, I said, and say, that pryde and repentaunce abyde not in a hart*], because scho desyres, most ressonable, to be restored to hir awin realme and authoritie, iustlie apperteaning to hir, both be Godis ryght and manis; and whairfra scho was vnnaturallie dejected, and is wrangouslie debarred. Thus, entering in Godis secreat counsall, as though he were privie

1571
March

1571
March

therof, and called therto. In which doing, he workis so far as lyeis in him, be sic presumptuous and mallepert arrogance [*I know you for no iudge, and therefore I appeale to Godis mercie, and to the ryght iudgement of the kirk*], to mak the religione of Jesus Christ to be ewill spoken of, and the whole ministrie to be hated and abhorred. And be intermedling of civile and prophane matteris with the word of God, devydis the Church in contrarious factiones, wharevpon may ensew grit hurt and perrell, not onlie to the kirk, but also to the comone wealth. Heirfoir, we beseech your worships, as you that are appointed to watche above his church, to put order to the said Jhone in the executione of his office, and that he desist fra sic intoltable and enorme realing vpon our soveran ladie, and intromedling sic prophane causes with the word of God, farre above his missione [*Realing, I deny your soverane ladie, I know not, my commissione man can not limitate*]. Vtherwayis, ye wilbe thought, in tymes coming, partackeris of his schisme, and charged therewith, as oportunitie will serve. Vnles ye put remeid heirto, the ingivearis heirof will seik the samyn with gritter vnquyetnes [*Godis gude will be done ; and to that iust iudge I appeale **].

This secund letter cuming to the knowledge of dy-

* The passages in parentheses are the heads of Knox's answer,

vers, the assemble decreed to advertis the lordis of Sessione, wha were in the hous vpright above them; and for that purpose did direct vnto thame some brethren, and some ministeris, with both the billis, to inquire gif they knew any thing of the ingiving of the same; which being denyed vtterlie be thame, the procuratoris were called, and they lykwayis denyed both knowledge and counsall of and to ony sic accusatione; then the assemble comandit a publict proclamatione to be made, as followes :

1571
March

Becaus some wrytingis are cassin in be some persones, sclanderouslie against Jhone Knox, and the ingivaris therof are misknowin, therefore the assemble desyris ony persone, or persones, that will pursew and stand to the samyn, to compeir, and pursew the same, and iustice salbe done accordinglie.

This proclamatione, notwithstanding, no man was found to accuse; but this thrid bill was affixt vpon the kirk doore, the tenor whairof followes :

To the ryght honorable superintendentis, ministeris, and kirk of God, presentlie assembled for reformatione. Forsamekle as vpon the supplicationes gewin to you of before, ye caused oppinlie proclame at the counsall house doore, gif ony man wald compeir to pursew the same, saying, that Knox was reddie to answer therto, gif the supplicatione be reasonable, and foundit vpon ane gude cause of complent, worthie to

1571
March

be regarded, as they are most reasonable, then are they sufficient, but farther pursuite, to admonis you, men of iudgment, of your dewitie, and move you to provyde that no sclander be gevin be the minister, that occupis the chief chaire of this realme. The ingive-aris of the supplicatione luikis, that the same be aweill ane admonitione to the criminal, as vnto your wisdomes ; yet, gif he, vpon his corrupt sense and perverse affectione, persist in his arrogant malice, he sall not want ane or mae accusatoris at the nixt assemblie provyding he be then law byding, and not fugitive, according to his accustomed maner.

10 This bill being affixt vpon the kirk door, as said is, and vpon sindrie vther places, was brought to Mr Knox the 10 day of Marche, 1571, as he was putting on his claythis ; and efter that he had red it, be the bell man delyverit it to his servant Richard, comandng him to tak it to the assemblie, which dissolved that same day. The bill being presentit, and also red, the said Richard sayis, I beseik your wisdomes to heir me, and to tak in gude part the thing that I sall speik, for God I tak to recorde, that it proceidis of no malice against ony persone. And so leive beand grantit, he proceadis thus. It hes pleasit God to mak me a servant to that man Jhone Knox, whom I serve, as God beiris me witnes, not so mekle in respect of my worldlie comoditie, as for that integrity and vprytness which I have

ever knowin, and presentlie vnderstandis to be in him, especiallie in the faythfull administratiōe of his office, in teaching of the word of God ; and gif I vnderstude, or knew that he ware a fals teacher, a seducer, a raser of schisme, or ane that makis divisione in the kirk of God, as he is reported to be by the former accusationes, I wald not serve him for all the substance in Edinburgh. Therefore, I desyre your wisdomes to mak it manifest and knowin, be some publict edict, that ye approue his doctrine, consent and agrie with him, that ye are of one mynd and iudgement with him, and that ye sing all ane songe. That therby, the rest of ministeris bearing part of the burthing with him, which, in my iudgment, now lyis onlie on his back, the enemeis have no occasione to say, it is onlie Jhone Knox that speikis against the quene.

1571
March

They all said that they wold beare there part of the burdene with him, for the which the said Richard earnestlie protested and desyred ane act thervpon, but it was refused : ane askit and demandit of the said Richart, gif his maister bad him requyre ony sic thing ; bot be confessed as treuth was, that the thing he spake was of his awin heid, without ony knowledge of his maister, but onlie (said he) that he was moved be the sclanderous accusationes ; and therefore (he said) culd do no les of his conscience then to desyre there wisdomes to remeid the foirsaid fals reportes, so far as in

1571
March

thame lay, which culd be by no meanes better in his iudgment, then be there publict declaratione be edict or vtherwayis as they thought best, to mak it knowin to all, that they approved the thingis that Jhone Knox spak, and that they were of the same mynd and iudgment with him, tuiching those thingis whair of he was accused, lest be their silence in this behalf, they suld confirme the opin speakingis of the enemies, who alledge, and say, that they have as mony ministeris on there syde as the king hes upon his syde.

The said Richard being not a little in choler, that this his iust desyre was refused, and that the clerk of the sessione refused to give him ane act vpon the sam, whois dewitie, as he thought, was not to have bene so earnest in refusing his requeist, he requyred Mr George M'Kesone witnes to the premisses, and wald have gewin him ane plack to make ane act vnder his handwrit of the former wordis. The said Mr George promised to beare witnes, as his handwrit hei of testifies, but refused the plack, and said it neadit not.

Thir are the names of thame that were present in the assemblie, when the said Richard made his protestatione.

Mr George Hay, moderatour

The Lard of Dun, superintendent of Anguse

Maister Robert Pont, comissioner for the Kirkis 1571
of Murray March

Mr Andrew Hay, comissioner of Glasgow

Mr David Weymis, minister of Glasgow

Williame Christesone, minister at Dundie

Mr David Lyndsay, minister at Leith

Mr Jhone Craig, minister at Edinburgh

Mr Gilbert Gardin, minister at Monthe

Mr Jhone Hepburne, chanteour of Murray

David Fergusone, minister of Dumfermling

David Adamsone, chanteour of Ross

Mr Jhone Prestone, and Adam Fulertoun, chan-
teours for the Kirk of Edinburgh

James Darumpell, minister at Ayre

Jhone Mc'Cron, minister at Senton in Lanark

Mr Robert Lockard

The Lard of Hattoun

Thomas Symmerviell, burges of Edinburgh

Mr George M'Kesone, solister for the kirk

And Jhone Gray, scribe, who tuik the speach
upon him, and first refused

*George M'Kessone, witnes of the premises, with my
hand.*

The General Assemblie being dissolved, some of
the brethren travelled with Jhone Knox, and that of
gude mynd, that he suld pass over all sic accusationes
with silence, to whome he answerit : The kirk may

1571
March] forbid me preching, but to stop my tounge being in the pulpit it may not; and therefore, eather lat me be discharged, or els lat you and the aduersaries both look for an answir. And sua Sunday beand the nixt day, the sermond endit, he answerit all the billis, and first he answerit the complent and title that the accusatouris cleamed to thame selvis, calling them follow memberis of Jesus Christ, etc. and said. Albeit, it is most dolorous to my hart, to mak ane apollogie against such as call them selves fellow-memberis of Jesus Christ, and men professing the same religione with vs: yit becaus it is no new thing that Godis servantis have bene accused of sic as have bene esteamed the cheif pillaris of the kirk, it becometh me to tak my lot in gud part; for Jeremie was not accused of the Gentiles, bot his accusatouris were Jewes borne, and circumcised according to the law: and all externall professing and avowing the testament made with Abraham. Paull was in mony dangeris, and amonges the rest, he accomptis his perellis amonges fals brethren. Ye heir how grievously I am accused. I will not say that Tertullus accuses Paull; bot we know that once he accused him, as in the Actis of the Apostles, the 24 cap. 1 verse, we may read.

Gif this accusatione be weill weyeth, I doubt not but ye sall persave the same to be the dytement and fals style of a flattering oratour travelling to cloak

impietie, and to deface the iust reprehensione of Godis spreit. That I have called hir ane obstinat idolatrice, ane that consented to the murder of hir awin husband, and ane that hes comitted whordome, and villanous adulterie, I glaidlie grant and never myndis to deny; bot realing and seditione they are never able to prove in me, till that they first compell Esai, Jeremie, and Ezechiell, S' Paul, and vtheris to recant, of whom I have learned planelie and bauldlie, to call wicketness be the awin termes, a feg, a feg, and a spead, a spead. I fear that threatening pronounced be Esai, in these wordis, wo to them that call lyght darkness, and darkness lyght, good ewill, and ewill good. If scho be innocent of ony of the crymes laid to hir charge be me, then may I be accused as a railer; but gif there awin conscience bearis witnes to thame, that scho is guiltie in all the forenamed, and in everie one of them, and in mony moe, lat them studie how they sal be absolved before God, who threatenis to cas Jesabell in a bed, and them that comitt fornicatione with hir in great afflictione, except they repent. How mony flattered hir when sche raged in hir iniquitie, vnder the cloak of autoritie, some within this realme, and within the same citie vnderstandis. But how that God the iust iudge hath overthrawin hir pryde, and disapointed there fals flattering promises, the whole world can witness, and yit

1571
March

1571
March

they will not cease ; but still they will manteane hir as sche were ane innocent and vniustlie handled, of hir subiectis. Let hir and hir menteaneris compleane upon God, who made hir chief flatteraris hir cheifest enemies. What scho sal be to thame or they to hir, lat them declare, I speik of thingis certane and bypast. Now to the rest of my accusatione. I pray not for hir. I answir, I am not bound to pray for hir in this place, for soveran to me scho is not, and I lat them vnderstand that I am not a man of law, that hes my tounge to sell for silver or favoure of the world. Bot to resone with them of prayer, who never vnderstood what trew prayer was were bot laboure lost. I prayed till I was forbidden ; but this maner of speiking the world vnderstandis not. They terme hir thair soverane, and them selvis the nobilitie and subiectis professing hir obedience. In this they confess them selvis traitouris, and so am not I bound to answir thame, nor yit there accusatione, till that they give answir to my peremptour. As to the imprecationes made against hir, whair of I am accused, I have willinglie confessed that I have desyred, and in my hart desyris, that God of his mercie, for the comfort of his pure flock within this realme, will oppose his power to hir pryde, and confound hir and hir flattereris, and assisteris in hir impietie ; I praise my God, he of his mercie hes not disapointed me of my just prayer, lat them call it im-

precatione or execratione as pleases thame. It hes 1571
offer then anes stricken, and sall stryke in despite of March
man: menteane and defend hir who list. I am fur-
ther accused that I spake of thair soverane, myne scho
is not, as that scho were a reprobat, affirming that
scho can not repent, &c. whereto I answir, that the
accuser is a calumniatour and a manifest liare, for he
is never able to prove that at ony tyme I have said,
that sche culd not repent. But I have said, and yit
say, that pryde and repentance abydis not in ane hart
of ony long continewance together. What title scho
hes or ever had to this realme, and to the authoritie
therof, I list not to enter in contentione; how scho
was dijected fra it, lat the esteatis answir for; me they
can not accuse vnless they lie, for hitherto I have liv-
ed as a subiect, and obeyed as a subiect, to all lauch-
full ordinance of God within this realme; yet restis
one thing is most bitter to me, and most fearfull, gif
my accusatouris were able to prove thair accusatione,
to wit, that I prouddie and arrogantlie enter in Godis
secreat counsall, as that I were called therto. God
be merciefull to my accusatouris, of thair rasche and
vngodlie iudgement. Gif they vnderstude how fear-
full my conscience is, and ever hes bene to excede
the boundis of my vocatione, they wold not so boldlie
have accused me. I am not ignorant, that the se-
creatis of God appertene to him self alone: but thingis

1571
March

revealed in his law appertenis to vs and to our children for ever. What I have spoken against the adulterie, against the murther, against the pryde, and against the idolatrie of that wicked woeman, I spak not as one that entered in Godis secreat counsall, but being one (of Godis grit mercie) called to preach according to his blissed will, revealed in his most holie word, have after then once pronounced the threatningis of his law, against sic as have bene of counsall, of knowledge, of assistance or consent of that innocent blood suld be sched; and this same thing I have pronounced against all and sundrie, that goe about to menteane that wicked woman, and the band of those murtheraris, that they suffer not the death according to his word, that the plague may be taken from this realme, which sall never be sa long as scho and they remane vnpunished, according to the sentance of Godis law. Where I am accused of expounding ewill and prophane thingis with the word of God, I divide the kirk in contrarious factione, I mak the religione of Jesus Christ to be evile spoken of, and the whole ministrie to be hated and abhorred, &c. I answir that when they sall teach me be Godis plane written word, that the reprove of vice is a evile and prophane thing, and that it is a thing that apperteaneth not to the ministrie, I sall doe as Godis word comandis me. But vnto that tyme, which will not

be till the morne after dovmesday, and not then I may hold that sentenice and power pronounced and gewin be God to his prophetis, be Jeremie and Ezekiell, to stand for a perpetuall law and rewle to all trew ministeris, which with Godis assistance, I purpose to follow to my lives end. 1571
March

Whare they threaten to put order to me with gritter vnquyitnes, vnles I cease from realing of there soverane, I answir as before, realing I deny, thare soverane I know not, lat Godis will be done in me. I have laid my compt, mony thingis I knowe I have omittit, but in that I find no great fault with my memorie. Lat thame repleye gif eather they can or dar, and I sall answir as it pleases God to assist me: and this answir to both thare first accusatiōes. In schort wordis I answir the third. In the which my accusatouris alledge, that there complent is sufficient that the assemblie accuse me, for their awin discharge, &c. whareto I answir, that my accusatouris wold have the assemblie of Christiane ministeris more brutis and more barbarous then an Etnick Judge was in a more notorious accusatione. For the princes of the preistis cuming to Festus, the deputie desyred sentence against Paull: to whom he answerit, that it was not the consuetude of the Romanis to decerne against ony man before that he was accused, had his accusatouris present befor him, and that he him self

1571
March

had place to purge him of thingis obiected against him. Now gif my accusatouris wald that a christiane assemblie suld dempne me at there requeist, and vpon their accusatione, they mak it inferiour to this Ethnick Judge as said is. Bot they have promised to accuse me face to face at the nixt General Assemblie, gif I be found law-byding ; whairto I answir, that I praise God, that they have nothing presentlie to accuse, when the tyme is als favorable vnto thame, as ever they will find it, gif Christ Jesus have place within this realme. Bot becaus they know that there persute is iniust, they flie to the lost refuge of all walterares of comone wealthis, *tempora mutantur*. Whither I sall be law-byding or not, at that tyme I know not, for my dayes and wayes are in the handis of him vpon whome I depend, and who had guyded me through in mony trubles, and hes yit preserved me to this decreapit aige, which now is not apt to flie farre. Whairever I think that no man is able to convict me to have bene a fugitive from the flock, whereto I was bound, without thair awin comandement.

This apollogie pronounced be word : before the secund Sunday, they caused the fourth bill to be affixet, accusing Jhone Knox of seditione, of schisme, and erroneous doctrine. As the tenour of there accusatione does testifie, which begins with a grite nota, thus :

Nota. Gif the buik intitulat the Blast of the Trumpet, set furth be Jhone Knox, against the Regiment of woemen be grundeth vpon a schisme and fals doctrine (as but dout it is) why then may he not be iudged trewlie ane seditious man and a fals doctour, that set furth the same so arrogantlie, and gif it be grundit vpon ane vnfallible treuth, why then doeth he allowe and approve the contraire, I mean that Regiment in the Quene of Englandis persone, which he avowes and approves not only in praying for the mentenance of hir estate, as he has done dyvers tymes opinlie in pulpit, but also in suteting and procureing be him self and vtheris of his alluring, be all meanis possible hir aide and support against his awin native cuntrie and libertie therof. It is evident, that eather his doctrine is fals, or els that he wirkis against the manifest treuth.

1571
March

That nixt Sonday the sermond endit, Jhone Knox requyred a litle audience of his congregatiōe. Be-
caus, said he, I am accused as a schismaticke and fals doctore, and so he red the ticket that accused him self, and therefore said, God be mercifull to my accusatouris and give them grace cleirly to sie and perfectlie to vnderstand the doctrine, which be me God hes pronounced ever since it pleased his mercie to illuminate myne eyes, and to instruct my hart with the brightness of his word. And God grant me patience,

1571
March

that without bitterness I may beare the opprobrie of the croce of Jesus Christ, whairintill I prays my God I am so assisted be his holie spreit, that gif I had not farther respect to you, who now of so long tyme have bene my accusatouris, then I have or ever had to my self, I suld never oppin my mouth in my awin defence. Bot becaus I am not ignorant that Sathan, through his malice, seikis to deface the treuth of God in my waik persone, I dare not pas by sic accusationes with silence. The ditement seames to smell of some craftie lawles man of lawes brane. And yit gif I list to handle him as his folie deservis, I myght easilie lat him see, that in accusing the author of that tractat, he hes neather luketh to God, Nature, nor to iust law. His dilemma beginis with a conditional, saying, gif the buik intitulat, the first blast of the trumpet be grundit, &c; why may not Jhone Knox be called a seditious man, and a fals doctor, that so arrogantlie set foorth the same. I will onlie answir his gif with ane vther, and so say, gif that be grundit vpon gude reasons, vpon Godis plane treuth, and vpon most plane and iust lawes, then hes the accusatour neather God before his eyes, knowledge of iust lawes, nor yit reverence to nature. And so lat one gif answir ane vther till that farther probatione be produced. He bauldlie affirms, that that buik is grundit upon a schism, &c. Whairto I answir, that the affirmatione

of a liare may not be a sufficient pruiſe againſt me, ¹⁵⁷¹
principallie in his awin cauſe. A good and vyſe di- ^{March}
alectisiane wold have laboured to have laid ſome pruiſe
before that he wold have ſo raſchlie pronounced : and
ſo becauſe the former part of his dilemma heſ no gri-
ter ſtrength than his awin affirmative. I ſay it is
broken, and he is a manifeſt liare ; gif ever I entreat-
ed that argument in publick or in privat ſen my laſt
arrival in Scotland, his argument myght have proba-
bilitie, bot ſeing I can not be convicted, a ſchiſmaticke
I can not be proven. Bot the ſecond horne of his
argument the craftie accuſator thinks I can not avoid,
for thus he wrytes : gif it be grundit vpon ane in-
fallible treuth, why then doeth he avow and approve
the contrarie, I mean that regiment in the Quene of
Englandis perſone, which he avowes and approves,
not onlie in praying for the ſame, the menteanance of
hir eſteat (as he heſ done dyvers tymes opinlie in pul-
pet) but alſo in ſuiting and procureing be himſelf and
vtheris of his alluring, hir ayde and ſupport againſt
his awin native cuntrie, &c. This horne, he thinkis
ſo ſtrong, that no force is able to breck it ; and yet
my gude hope is, that the hamer of Godis trueth ſall
ſchaw it to be more frayle and vaik then ever glas
was. He affirms, that I approve the contrarie, to
wit, that ſame regiment, in the perſone of the quene
of England, his probatioun is, I pray for the mentea-

1571
March

nance of hir estait, and I procure hir ayde and help against my native countre. These appeare, to my accusatoris so strong, as said is, that I am not able to avoide them. And yet, I say that neather of both his ressones feight against me, for neather doeth the prayer of Godis servantis, for the meantenance of comone wealthis, whare the people of God remanes, prove that Godis servantis allow all things done in sic comone wealthis, neather yet dois the seiking of help (ewin from the wicked) prove that the Godlie iustifies the wicket. And that these, my assertiones, may be vnderstand to be most true, and sure, I will not alledge the testimonies of prophane vryteris, but content my self with the mouth of God, and with the factis of thame, who, in thare cheif actiones war ruled be the spreit of God. For exemple, I bring the prophetis of God, that servit in Israel, from the dayes of Jeroboam, the sone of Nebat, till the destructione of that kingdome, of whome (I meane of Godis prophetis) some comforted the kingis, althought they were wicked. Some forewarned thame of dangeris, some gave the charge to fight with promeis of victorie. But did ony of these actis prove that the propheetis did allow and approve that kingdome of idolatrie, or thare vnatural defectione from the hous of David. Jeremie prayed and comandit the Jewis to pray, for the prosperitie and health of Nabuchadnesare; did he ther-

fore iustifie his creweltie against Jerusalem. I am assured he did not, as his awin prophesie beareth plane witnes, and so my praying for the Quene of England can not prove that I doe any thing contraire the treuth affirmed in that buike. This same I answer to the second member of his probatione, to wit, that I seik and procure hir ayde, and therefore I iustifie hir authoritie ; I answer, that gif he were able to prove his assertione, to wit, that I seik and procure hir ayde, yet is he never able to prove that neather my doctrine is fals, or that I wirk against the manifest treuth, *Quia omnia munda mundis*. David persewed be Saull sought support and refuge of Achis, king of Gath : did he therefore approve and iustifie the enormities that was vsed in Palestina ? My accusator may consider how easie it is to simple trueth to break the strengthe of lyes, how artificiallie that ewer they be composed. But one thing in the end I may not pretermit, that is to give him a lye in his throat, that eather dar, or will say, that ever I sought support against my native countrie. What I have bene to my countrie, albeit, this vnthankfull aige will not knowe, yet the aiges to come wilbe compelled to beare witnes to the treuth : and thus I cease, requyring of all men that has to opone any thing against me, that he will doe it so planelie as that I mak myself and all my doingis manifest to the world ; for to me it seames a thing most

1571
March

1571 vnressonable, that, in this my decrepit aige, I salbe
April compellit to fight against schaddowes and howlattis,
that dar not abyde the light.

This answer gewin to that horned argument in public, with gritter vehemencie then it is written, accusatione be wryting against Jhone Knox ceased for a tyme, for men had vther thingis to think vpon.

2 The castell of Dunbartan was tacken the 2 of Aprile, 1571. The geat, with the gilteane horne, the lord Fleming, who knew none but the king of France, tuike the sea. The great bischop of Sanct Androis was hanged; his Epitaph on the Gibbet was *Cresce diu felix arbor semperque vireto. O utinam semper talia poma feras* *.

The winning of Dumbartan was thus. The second of Aprile, the said castle was tacken in the morning, about the brecking of the day. Whairin was tacken the bischop of St Androis, with vtheris of the Quene of Englandis rebelis. My lord Fleming escapit by flight, in a litle bote. Boghall, and the bischop, were

* John Hamilton, archbishop of St Andrews, and formerly treasurer of Scotland. After various vicissitudes, arising chiefly from his loyalty to Queen Mary, and his attachment to the Catholic faith, this prelate had been forced to seek refuge in Dumbarton Castle. He was brought to trial on various charges, found guilty, and put to death with indecent precipitation. The ignominious fall of the head of the Catholic church afforded a subject of great exultation to the Protestants.

brought to Stirveling shortly after, with the Regent. The bishop was execut the 7 of the same moneth, whare he confessit the Regentis murther. Boghall was delayed ; how long I can not tell.

1570
April
7

A discourse of the winning of the castell of Dumbartane be my lord Regentis Grace, the 2 of Aprile, 1571.

First, the enterprys being devysed and concludit be his Grace, wharevnto there was none made prive, except foure persones, in the beginning. Vpon the which, his Grace sent for the larde of Drumquhassil, being then at home, in his awin hous, and Thomas Crawford, to whome his Grace communicat the executing of the said interprise, and in respect of the schortnes of tyme which his Grace had to remane at Glasgow, being verie single accompaneit, except with his household men and servandis, and men of warre, tuike purpose to hazard schortlie. And vpon the first day of Aprile, at tuo after none, directed the said lard of Drumquhassell with the hors men, to mak all passages sure, both be land and water, betwixt Glasgow and Dumbartan, afoir the departing of the futemen, which was at six houris at ewin, in caise advertisment suld have past at thair removing ; appointing thame to meit the said lard at the hill of Dunbuck, at ten houris at ewin, a myle distant from the craig, whair all kepit tryst, both horsmen and futemen. The passages, bayth

1571
April

be land and vater being weil set, at the said meitting place, the said larde of Drumquhassil, and Thomas Crawford, be comand of my lord Regentes Grace, declared the interpryse to the whole suddeartis, and how the maner and moyen was made to perform the same, be ane guyde conductit, and hyred to that effect, presentlie thair; and swa, be gude persuasions, the said captanes and futemen tuike the enterprise stoutlie in hand, in Godis name, and the kingis. In the meantyme, they repared thare ledderis and towes, and put all in good order, so long as the moone remaned vp, which past to at 12 houris in the nyght, and then beand bot thrie houris to day light, past on there fute with the ledderis to the craig (and ane thing cheiflie to be noted, a grit lyght of fyre rysing out of the grund behind thame, and past suddanlie away) and thair laboured in clymbing of the same, whiles vp, whyles dovne, notwithstanding the crying of the watche, till at last, by the vailzeantnes of Captane Craford, Home, and Ramsay, they wan to the fute of the biggit wall, vpon the heicht of the craig, be the brek of day, at which tyme, be the providence of God, ane cloud of mist circuit the craig about, in sic darknes, that the watchman could not sie our folkis, notwithstanding the day lycht, and then, schortlie, the ledderis were sett to, and Captane Ramsay being the first vpon the ledder, enterit, cryant, *God and the king,*

a Darnlie, a Darnlie! and beand persaved, be some within the place; was persewit be thame, and schortlie releived be the suddeartis following, and thair, at the first entrie, thare was thrie of thame within the Hous slane, and the same win without ony mair skayth. In this meantyme, the lord Fleming, principall captane, seing the place win, past out at a quyet part of the neather baillie * and beand full sea, gat ane boit neir hand, and past in Argyle. The bischop of St Androis, the maister of Levingstoun †, the lard of Boghall ‡, Virac, the French kingis agent, and ane Englisman, with the rest of the suddeartis within the place, tackin prisonaris, with my ladie Fleming, who were all deteanit till my lord Regentis Grace coming the morne at ten houris in the morning, whare his Grace schew grit kyndnes to my ladie, and disponit to hir certane landis of hir husbandis, with hir silver weschell, and apparell, and all that belangit to hir.

1571
April

Ane letter of Thomas Craufurd to the same effect, written to Jhone Knox, at the lard of Braidis request.

Ryght honorable Sir, After my hartie comendationis, the lard of Braid schawis me that ye are desy-

* The postern gate, or sally port.

† Probably Alexander Livingston, afterwards earl of Linlithgow. His mother was a daughter of Malcolm Lord Fleming, uncle of the Lord Fleming mentioned here.

‡ Fleming of Boghall.

1571
April

rous to know the maner of the tacking of Dunbartane, and what we fand into it. The maner was this, I haivand knowledge of the maner how they watched, and whare, and havand an yeoman man, ane that had bene ane of the watchmen of before, wha knew all the craigs whare it was best to clymb, and whare fewest ledderis wald serve, without ony farther intelligence, I tuik on hand to give ane assay, and to doe that thing that was possible. Vpon the which, we departed from Glasgow ane houre before the sone setting, I haivand provydit of befoir, the ledderis and coardis, and cawes of iron, to put betuixt craigis to put coardis to; and afoir we struke our drvm in Glasgow, sent out horsemen to keip all the passages, that none suld gang befoir; and sua we past fordwart, while we come to the hill of Dunbucke, within ane myle of the said castle, and thare, about one efter midnyght, we lay downe our ledderis, and our cordis, and sortit all our busines, as it were lang to write. Bot everie man hath his hacquebutt, bound vpon his bak, and everie ledder had dyvers coardis put to it, and ane coard from the former end of this; we gangand but one man behind ane vther to the hinder end, swa that everie man had the said coard in his handis, and the formest to guyde all. Sua no man that held ane grip of the coard could gang by the way, becaus it was in the nyght. Now we had mony fowseis to pas, and ane deip water, brig-

ged with ane single trie afoir we come to the castell ;
and the formest of vs buire the ledderis, and sua we
past fordwart ; and becaus they suspected not the
laighest part of the craig there was not ane watche
in that part of the wall abone, within sex scoir of futtes
to the part whare we enterit, we thought it best to
assay it at the same part, called the Beik, and when
we had knite the ledderis of thrie scoir of steppis, we
were yet xx steppis from ane trie, which was above
vs. To the which trie, the guyde and my self wan to
without ledderis with grit difficultie, tacking coardis
with vs, and feschoned the said coardis at the trie, and
sua letting the cordis hing doune to the ledderis, whair-
with men myght draw thame selvis vp to the trie ; and
when we were at the trie, we had fyvescoir of fadomes
to the rute of the wall, to the which we bare coardis
in lyk maner. Be this was done, day licht was come,
becaus it was long of doing, and thare we tuik one of
the ledderis and brought to the wall, whairwith, we
enterit everie man ; and at the entrie of the first man
vpon the top of the wall, the watche that sat besyde,
saw him, and immediatlie he cryed and wacknet the
place, and ane clud of myst fell about vs, which was
litle lychter than the nyght ; and thare comes out of
sindrie houses of the place men runing naiked, sua
that there wes incontinet thrie slaine and sindrie hurt,
and sua the restis givis backis, and incontinet we wan

1571
April

1571
April

thair artailzerie, and thair pouder and thair bulletis, and turned the samyn to thame self, wha yet keapit Wallace toure, the Quhit towre, with the windiehall, the chalmer betuene the craigis, and the neather bailie, and als sone as they saw thair awin artailzerie turned to thame self, everie man tuik him to his schift, and becaus the myst was sua donc thick, some lap the wallis and escapit, and vther some we gat, as ye have hard; and what munitione, and vther thingis we gat within the hous, ye sall receave the inventar of it as iust as I can give it you; and farder, I can not say, except ane thing that I will assure you of, as I live, we have no maner of intelligence within the hous, nor without the hous, nor I have spoken of befoir, sua comittis you to the keping of the eternal God. Of Leith the 14 day of Januar. Be youris asured at power. Thomas Craufurd of Jordanhill. Written to Jhone Knox.

The inventare of the munitione within the castell of Dunbartane, the tyme of the entrie of the laird of Drumwhassil, as Captane therto.

Item, in the first, ane gross culvering, mounted for the wallis, and not for the feildis, with twentie foure bulletis for hir.

Item, tuo batteris monted for the wallis, and not for the feildis, with sufficient number of bullatis for thame.

Item, tua myons; ane monted for the wallis, and

not for the feildis; the vther vnmounted eather for wallis or feildis, with sufficient number of bullatis for thame tua. 1571
April

Item, tua bartenyie falcones, monted for the wallis, and not for the feildis, with sufficient number of bullatis for thame.

Item, ane quarter falcone, monted for the wallis, and not for the feildis, with sufficient number of bullatis for hir.

Item, thrie hacquebutis of fovnd, whole, and ane brocken.

Item, ane duple Bars of Irne.

Item, ane single Bars.

Item, thrittie grit barrelis of Cannon poulder.

Item, viii. barreillis of hacquebut of fovnd poulder.

Item, xviii calleveris : of thea at my L. comand ane gewin to Harie Wedderburne, ane vther to George Dundas. Restis therof, xvi.

Item, of speiris, headit and vnheadit, lx.

Item, of Culvering powder, thrie barralis.

Item, of victuallis left in the place at our entres therto, after my lordis departing.

Imprimis, of Wyne, xx tunis.

Of meill, tuelve chalderis.

Item, of wheat, ten bollis.

Item, of malt, viii bollis.

1571
April

Of bisquite, xi whole hogheidis.

Item of Balcone, four whoill puncheones.

At this tyme, a constant rumor rais of the returning of the erle of Mortour from England, with a gud dispatche. These, and vther thingis, made poore Jhone Knox to be the more quiet fra all accusationes, and yet he ceased not to doe according to his accustomed manner, publictie reproving the murther of King Harie Stewart, invented be the quene, fortified be sic as after God made instruments to confound hir, and put in executione be Bothwell and vtheris, whome God will yit disclose. He ceased not to pray in publick for the king and for his regent, and to exhort the people to stand constant in defence of the present authoritie, notwithstanding of the Quenis braggingis, and of all hir Lieutenantis, who had apointed ane conventione at Edinburgh, the 10 of Aprile, 1571, whair of we ceis to speik, abyding farther knowledge of the end.

The captane of the castle hes declared by his letter to ane gentleman of honest fame, that he will receave the Ducke and his sones, and will accompanie thame. He hes this houre upon Fryday the 20 of April, 1571, Claud Hamiltoun, in the castle of Edinburgh, Arthure of Meritoun, Robert of Inchemachan, and a sort of the strongest throatcutteris of the Hamiltones, going planelie vpon Edinburgh calsay. However, that he be blindeth, whosoewer fearis God, seis his handis

defyled with his maisters blood, in that he ioynes with mienteaneris of the murtherere.

1571
April.

Now Lord be mercieful to thy pure flock within this realme, and chieflie within this citie, give me strenth, Lord, to fight my battel lauchfullie, and welcome be thy mercifull providence with thy gude pleasure: for in death I doubt not to overcome death and to get entrance in eternall lyfe be Jesus Christ, in whose handis I comend my spreit.

Lord provyde for thy flocks trew pastouris; reas thou vp the spreitis of some to observe thy notable workis, faythfullie to comit the same to writ, that the prosperities to come may praise thy holie name, for the great graces plentyfullie powred foorth vpon this vnthankfull generatione. Jhone Knox trusting end of trawell.

Efter the tacking of the Bischop, the Hamiltounis regene sought up and down, to apprehend some man for the bischop's releif, and be chance the Duckis sone Claud, tuike a boy with certane cleathis, of my Lord of Maris going to Stirveling, and some travellouris of this toun of Edinburgh, whome they late depart vpon sovertie to enter agane at their calling.

Before this, there was a conventione in this toun of Edinburgh, of the Quenis lordis for dischargene of this Regent; (Erle of Leuenox) and chosing ane vther in his place, and the larde of Grange to be Lieu-

1571
April tenent, which or now, had not bene to doe, gif God had not prevented, be the tacking of Dumbartane, to thair grit grief and displeasour.

My Lord Huntlie come to this toun about the 6 or 8 of Aprile for the same purpose. On Tuysday
10 the tent of Apryle, the heid of wit the Secretare, landit in the nyght at Leyth, whare he remaned till the morne, and was borne up with sex workmen with sting and ling, and Mr Robert Maitland hauling vp his head, and when they had put him in at the castell yeat, ilk ane of the workmen gat iii sh. which they receavit grudginglie, hoping to have gottin mair for their labouris. And being put in Lord Home's chalmer, he maid the lord excedding angrie that he suld be discharged for sic a one.

14 On Setterday the 14 of Aprile, the Lord Hereis and Maxwell, with the larde of Lochinware, come to this toun about 10 houris afternyne, and lyghted at the castell yeat. This nyght at ewin about 11 houris, Captane Melving come vnto Robert Lekprivickis hous, and sought him (as he had done tuse of befor) and looketh all the hous for the Cameleone * which

* A Satire written by George Buchanan, in which Maitland was treated with uncommon severity. The name of this typographer, Robert Lekprevik is well known to antiquarians: it is particularly conspicuous in the libels against the queen and all her party then put into circulation.

the Secretare fearit that he had prentit ; bot he be-
and warned before, escapet, and went out of his hous
with sic thingis as he feared suld have hurt him gif
they had bene gottin.

1571
April

On Monunday the 16 day, the Lordis Huntlie,
Home, and Hereis, with Lochinware *, gead down the
geat to Leith port, whare they lap on and rade to
Leith, to rin thair hors and tak the ayre, for the Lord
Home had not cume off the castell mekle of half a
yeir befor. Bot Sir James Balfour, who had bene
little schorter tyme therin then he, come not furth to
sone him with the rest ; whither he was halden in
or not I can not tell, becaus a brute was of some trea-
sone he suld have wrought against the castell, which
tyme will try. About fyve houris at ewin, they come
vp the gait ryding to the castell yeat.

16

Tysday the 17 day at 10 houris at ewin, the Lord
Hereis and Lochinware departed home, wha belyk
had not agried to subscriye with them of the castell ;
and so I think this conventione for that tyme to be at
the height. The Lord Maxwell departed the nixt

17

* Sir John Gordon of Lochinvar, a steady and loyal partisan
of queen Mary. He married a daughter of Lord Heries.

April day (as some said) to meit the Lord of Mortoun, who
1571 come to Tantallon * homeward out of England.

18 On Wednesday the 18 day at ewin, betuixt ten and
ellewin houris, thair was a fray upon the Captanes
suddeartis, and in the castell, becaus tuo men ryding
in the long geat schot thair pistolis, or els a culvering
for a salutation to the castell.

19 Thursday the 19 day at nyght, about midnyght,
Captane Melvin came and rapped at the baillies yeat,
Mungo Fairlies, who had the keyis of the west port;
and the said Captane passed furth with his men of
warre, as though they went to see some men that was
going vpon the croftis with lunttis †. But it was to
receive in Glaud Hamiltoun, the Duckis sone into the
20 castell: and on the morn being Fryday the 20 day,
Arthur of Meritoun vas opinlie gangand vp and down
the heich gait with dyvers vtheris of them. This day
the baillies and sum of the counsall heiring this word
of Claud's resetting in the castell, asked the captane,
who denyed that he was thare. This day was tane
be the castell men ane Patrick Ogilvie, for betraying
the castell be lettre, fra Sir James Balfour, to Stirve-
ling as they alledged. This nyght, some brether fear-

* Tantallon castle. In the reign of James V this castle be-
longed to the crown, and probably continued so; but consider-
able obscurity attends its history.

† That is, going through the adjacent fields with torches.

ing for Jhone Knox, thair minister, come and watched all nyght in his hous.

1571
April

The same day the Captane beand desyred that the toun myght have a guard for the savetie of their minister whom they feared, becaus that the Hamiltounis said the Lordis, wald tak it in ewill part, and think it were done for thame, and said, that gif they feared him, they wald give Captane Melvin wha was an auld protestant, (a protestant lyk the Secretare) with his band convoy with him to the kirk and from it. He wold gif the woulf the wedder to keip.

Ane of thir dayis Mungo Fairlie being in the castell, seeing Arthour Hamiltoun of Myrretoun, who had before tane Jhone Nymmell, burges of this burgh of Edinburgh, and had gottin his band, charged the Captane to hald the said Arthure in ward, or elis delyver the said Jhonis band, which was delyvered that same instant.

Vpon Sonday the 22 of Aprile, at 8 houris at ewin, the said Arthure and Alexander Baillie of [Lamyntoun] spous to the auld lady Lamyntoun, the Duckis sister tuik James Inglis tailyeour burges of this toun, behind St Cuthbertis kirk, cuming out that day at morne fra Stirveling, wha had been at the kingis Grace, becaus he is his workman.

All this tyme sen the taking of Dumbartan, for the most part, the captane had workmen laboring about

1571 the castell, and casting of ane sewche, and paring
April away the grene gars, and making all thingis smothe
23 and sliddrie from climming of the wallis.

On the morne, the counsall and the deaconis of the craftis went and spak the Captane about James Inglis, who promised that he suld be rendered as he was tane, and that he had sent ane for him befor theyre cuming. This same nyght, which is Monunday the 23 of Aprile, come the lord of Kilwinning *, and the lard of Stenous to the castell, and dyvers vtheris to the toun; and was supposed that the Duck suld be in the the castell that nyght. At this tyme, certane merchantis of this toun, affirmed that they saw Mr James Kircaldie (who not long before was send to France for support be the Captane and his counsall), gang- ing in Pareis, and in familiare talking with Jamie Hamiltoun of Bothelhaugh †, wha traiterauslie slew Mr James maister. The 25 of Aprile, the fairsaid
25 James Inglis come hame agane.

On Weddinsday the 25 of Aprile at 'ewin, about xi houris befor mydnyght, there was some young men of the toun gangand vpon the gait, and the watches of the stiple asking what they were, fell in schort wordis, bidding them remember on Brichen, &c. And the watch of the stiple sending ane of the crose-

* Gavin Hamilton, abbot of Kilwinning.

† The murderer of the late regent the earl of Murray.

guard, wha cuming down the gate, mett of thare awin cumpany that had come out of the stiple to persew the young men of the toun, who were departit out of sicht, and they of the stiple meiting with the crose-guard foirsaid, cryed, 'lay upon the theives,' and the vtheris said, 'get the tratouris,' and they gave ilk vther thare paikis, vnknowin to vtheris, sa that on the morne, the blude was sene upon the streits. Thare was about 8 or 9 ewill hurt, and sum mutilate.

1571
April

Friday the 27 of Aprile, the lord of Mortoun come agane fra Stirveling to Dalkeith, and the tua bandis of the Regentis suddeartis come with him. This nyght ane man fell ower the foir blockhous and died, who wes filland the gabionis with earth. This nyght also about midnyght, the captanis suddeartis took out the townes ordinance and artellerie out of the kirk, and sum pickis out of the counsalhous.

27

Setterday the 28 day, betuixt 9 houris and ten at ewin, they went down about vi^{xx} men to Andro Hendersonis, seikand ane Tod which was not thare. And therafter betuix ane and tua they strack the grand drvme and went to the same houses, seiking for the same man, and captane Melvin entering with 20 and him self (vnder promeis) to seik the hous as he did ; but at his departing, the rest of his men entered and tuke foure servantis of Mr James M^cGillis, the gudman him self, with tuo vther young men scholaris

28

1571
April

new comet from St Androis. A neighbour wife demanding what they sought that tyme of nyght, and suddart gave hir a strocke whair of she died incontinent.

29

Sonday the 29 day at sermond tyme, the fray ryses becaus of the Regentis suddartis, about a vi^{xx} men and xxx horsemen, come to Leyth, whare they proclaimed letteris, and after dener come to the nether bow and schot in therat, and proclaimed thare lettres at the Canno cross, as also strack there dryme, desyring all that wald tak wages of the king, etc. and sua past away neir to Craigmiller. Bot the Lordis Home, Huntlie, Kilwinning, Coldinghame*, with all the gentlemen of the castell (the Captane, and Sir James Balfour, except with a few vtheris in the hous) followed furth after thame, with Captane Melvingis band, and Captane Culanis band, to the number altogether of pickmen and hacquebutteris xiiii^{xx} numbered men. The Regentis men persewing thame, come furth, and efter come back vpon the foirsaidis Lordis and thair cumpany, and schamefullie dange them in at the Kirk of Feild port, notwithstanding the shooting of the grit ordinance out of the castell, whare there were slane to the number of and tane. That nyght the nyghtbouris of the castellhill gat gud rest as

* Prior of Coldinghame.

they confessit vpon the morne. Captane Moffat was verie ewill hurt with a speir through the said port steiking it. The Lord Huntly stoutlie discharged his dag at the cuming in agane of the port, becaus he durst not had his face to the perseweris.

1571
April

Monunday the last of Aprile, the Captane made proclamacione, at 4 houris afternovne, declaring his friendschip towardis the town, amonges whome he knew mony enemies, as he had found some in thare houses with armour for the support of his enemies, and becaus he could not be sure of them, he desyrit all that wold not be ioyned with him in ane reciprocal band with him and his freindis, to avoyd the towne within sex houris-

30

Tuysday the first of May, they begouth to mak barres above the butt~~er~~ trone for the defence of the castell. Efter the proclamacione, the counsall of the toun send to the Captane to sie his mynd about the proclamacione, &c. which, said he, man be intrepreted according to his meaning which is this. It is not v~~n~~knowin to the counsall comunitie and inhabitants within this toun of Edinburgh, what gud nyghtboreheid and friendschip the captane of the castell hes vsed towardis them in all tymes bygane; what comoditie hes redoundit to thame therthrough, and from what inconvenience they have bene preservit by his meanis. In which kind of societie with them, he can verie

May

1571
May

weill be content to remane and continewe in all tymes cuming, they geving him no caus to the contraire. It is notore what eneminitie the erle of Lenox and his factione beiris against the said Captane, publisit and set out to the world by dyvers opprobrious proclamations full of calumneis, whairwith not content, he and his factione foirsaid, are determined to invade and persew the said captane with all maner hostilitie, als weill be opin forcis as secreit interpryses, as planelie may appeir be the privie missives direct in all partes of the realme, and publict charges set furth be vertue of his vsurped regiment; whairthrou the said captane, is in honour and dewitie compellit to provyde for his awin sovertie and preservatione of his freindis, and in tyme to tak heid, that be privie intelligence of some within the bowelis of this burgh, to his enemeis he be not suppressit. He doubtis not the gude caus he hes made to this toun in generall, and everie ane in particular, will move all honest men to be his friendis. And yit the proceedingis of sum seditious personis being assembled together in cumpaneis in privat housses, on the nyght, with weaponis and armour, keipand watche and warde without his knowledge (whair of sum hes bene deprehendit in the said doing) gifis him sufficient grund to suspect that there is sum ewill myndit, meaning to ioyne thame selfis with his enemies for his subversione :

notwithstanding he is myndit to deal planelie, directlie, and sincerlie with evrie man professing him self freind to his freindis and enemie to his enemeis. Thairfore I mak it knowin to you all, ye nyghtbouris of this toun, in the Captanis name, and vpon his behalf, that sa mony of you as will profes your friendship towardis him and his freindis, and be assured freindis to him in effect, may reciprocatie be assured that he will not onlie be ane gud nyghtbour, but also to menteane and defend you against all deidlie ; sua that ye sall not be trubled in your persones, gudis or vtherways. And be the contrair, I denunce to all vtheris that are myndit to concure with the said erle of Lennox and his enemeis foirsaidis, and will not assure the said captane of thair freindschip, that incontinent within sex houris efter this proclamatione, that the said sex houris being bypast, gif ony of thame be apprehendit he sall denunce them as enemeis, and they sall remane at there perrell, whair of he hes thought gude to give you publict knowledge, that none may pretend ignorance, or think him self ewill vsed vnder traist.

1571
May

Befoir our departour furth of Edinburgh, the first of Majj, the lard of Elphinstoun wrait a letter to his gude-brother, Robert Melving, that Mr Knox suld not be trubled, &c : for the which purpose Robert Melville wrytis to the lard of Braid, as followes :

1571
May

Sir, it may pleis you to wit, that I have resavit ane letter fra my gud-brother the lard of Elphinstoun, to desyre me be cairfull that Mr Knox incure no displeasure, but that the lard (meaning the captane) and my self suld tak ordour therin which we have not pretermitted to this present, nottheles in respect the lard is compellit to tak the assistance of some (that beiris Mr Knox na gud will) for his awin defence, I pray you to caus him eather cum heir whare he sal be preserved as our selvis, or that ye convoy him to some freindis hous while ye vnderstand sum quyeting of thir troubles. Assur your self albeit he hes'used vs vtherways than we deservit, we wald be als lothe to see his displeasour as vtheris that he lippinis more vnto. Ye will do heirin according to your wisdom, for he may get harme being at this tyme within the toun, and we innocent, which wold be ane grit greif vnto vs, besydis slander without desert. This Fry-day. Be youris to comand. Robert Melving.

Post Scripta. Lykwayis tak heid to your self, for albeit ye sal never laik our gud will and intelligence, when we know of your hurt, yit be assured there is gritter personages heir present that will have vther respectis. Be the moir circumspect.

Answer to this. Sir I have receaved your wryting, whair of I thank you most hartlie. As to me to enter in to perswade Mr Knox to remove fra his vocatione,

I can not weill doe, but ther is tuo thingis I most warne you of, medle with him wha will to his hurt, God sall reveng it or it be long. The vther is, that gif the larde and ye be his freind as ye say ye are, there is none that is come to that toun will medle with him. But notwithstanding, I will travell as farre as I may, that he sall remove aff the toune, and for my self I will keip my awin hous, and gif ony persew me there, I hope in God they sall have na honour nor wantage.

1571
May

Ane vther letter written be a freind. Sir I have spokken the man that wrait to you, and lykwayis the principall, first be thame selvis apart, and thereafter together, anent your awin part, and the vther manis that was written to you for, as to his parte, they both think it best, that he remove for a ceasone, for sen thir folkis cuming to this towne, it hes bene planelie ressonit, that although the principallis will doe him nor wis him no hurt, yit they can not pleadge there honouris for his savetie fra the multitude and rascall, and they say, and it is true, when he is gone, there is no remeid nor restitutione for his lyfe; and trewlie, sa farre as I can persave, they speik it of a gud hart, and vpon intentione onlie of his preservatione. Therefore, sir, I wald wis ye suld write your gude counsall to him to will him to remove for a ceasone. As to your awin part, it hes bene spokken amongis

1571
May

thir folkis that are cum in, that they sall revendge thair hearschip vpon the Lowthiane lardis and named a certane of them, and named you amonges the leave. Quhairfore, he that wreat to you thought gude to give you aduertisement therof be the principalis, advise, not in ony wayis to fray you, or to will you to remove yourself or your gudis, bot alenquerlie to tak tent about you, and to be the mair circumspect, assuring you that they sall give you intelligence of it, and in cais it happen to be done by there intelligence, there credit sall fealyea, but it sall be redressit. Always they would not wis it to cum to that seay, gif eather your gud circumspectione or thair aduertisement myght preserve it, I find it gud that ye may, and sua comittis you to God. The caus why I come not vp is, that I wald help to travell with the vther man for his removing.

This day (the 1 of Maij) the lord Boyd entered in comoning with thame of the castell (as was reported) for some gud wayis, &c.* He was in the castell (as is said) the 3 or 4 day preceeding (27 of Aprile). The Fryday preceeding the lord Cassilis was send to Dumbarten, to waird, Eglintoun to Dovne and Boghall to Blackness*.

o

* Blackness castle. This castle is washed by the river Forth. It stands about half way between Edinaburgh and Stirling, from

Weddinsday the secund of Maij, 1571, they began
to mak the vther barres at the strate of the west bow.

1571
May

Thursday the 3 day they enterit in the tolbuith and counsall-hous, and Andrew Lyndsayis hous, so that the scribes were compellit to remove all there letteris. The same day they spoiled my lord Regentis, ludgene and tuik out his pottis, panes, &c. his linger about his hous with sum canabie beddis, albeit they were of little importance.

On Sonday preceding, the 29 of Aprile, Jhone Cairnes being ministring mariage and baptisme efter nyne befor sermond, as they went out of this toun against the kingis folkis, thare cumis into the kirk ane Wilkie by name, a priest was, and now a suddeour with 7 or 8 with him, crying, away, away, &c.

Fryday the 4 of Maij, 1571, the duck come into Edinburgh betuixt 7 and 8 houris, who had riddin all nyght, accompanied with his sone Claud, being in number about ane hundreth hors and seventy futmen, als gud lyk men of warre as vses to cum out of Argyle. This day they begouth the holing of the woult of St Geilis Kirk * which they made lyk a riddle for

which it may formerly have been of consequence; but now it is a place of no strength. It seems to have been used as a state prison.

† The chief church in the metropolis, though not a Cathedral; nor was there a bishops See there before the subsequent century.

1571
May

to schoot whome they pleased within the kirk, or that wald break down the pillaris. This is thocht to be Mr [Sir] James Balfoures devyise with the lordis Huntlie and Kilwyning, who with Captane Melville, come down and visiet the whole kirk and stiple, both vnder and abone. This day Captane Culan was brocken (a famous man) and ane vther put in his place.

Setterday the fyft day of Maij, 1571, Jhone Knox departed the toun sore against his will, being compellit by the brethern of the kirk and toun, becaus that his tarie wold be ane occasione of farther truble vnto them, and ane occasione of the schedding of blood for his defence, whome they culd not sie persecuted without assisting of him, which myght come to both there destructiones. This day was reinforced all the portis of the toun, except the nedder bow and waster port. The comvnione this Sonday following was delayed becaus of the trubles.

A memoriall of sic thingis as were done in this towne of Edinburgh, sen the departour of Jhone Knox minister out of the same, sore against his will.

Friday the fourt of Maij, the ducke and his sone Claude come to this toun, to the number of ane hundred hors, and threescore hacquebutteris or therby, and lyghted at the castell gate. At efternvnne they went all to the counsall in the castell, where all the murthereris were together, and Grange now ioyned with the Ha-

miltones wha slewe his maister; a thing befor, few
wald have beleevd, which causes vtheris to believe
him to be als guiltie as they war of that innocent
blood.

1571
May

The Captane desyred ane assurance to certane men
in the toun, of the counsall thare present, and in spe-
ciall to Jhone Knox, minister, that he suld not be hurt
be the Hamiltones; wha answerit, that they culd not pro-
meis him assurance vpon there honouris, becaus there
was mony rascalis and vtheris amonges them that loved
him not, that myght doe him harme without thair
knowledge.

The brether of the toun seing thair minister in
danger, come vnto him with Mr Jhone Craig, also being
minister, and desyred him, in the name of God, to de-
part (as oftymes they had done before); but seing in
no wayis him to condescend vnto there desyre, they
said they culd not see him in ony wayis suffer harme;
but it behoved thame to assist and defend him against
whomsoever wald hurt him, and so in defending him
it suld be the occasione of thair awin destructione
(becaus now they were [not] able to resist the Hamil-
tonis, and the rest in the towne); therfore they char-
ged thair said minister, Mr Knox, in Godis name, as
he tenderit there savetie and weill to depart, which
gif he did not, that gif thare blude war sched for his

1571
May

caus, and in his defence, that God would requyre it of his handis. And so be this occasione, he departed on the morne, the 8 of Maij, ower the water of Leyth and went to Abbotishall, whare he is presentlie.

This first of Maij, all the portis were closed vp, except the eist and wast portes. This day also Alexander Baillyea tuicke thre cofferis of Mr James M'Gillis going out of Leyth, to Pinckie, esteemed worth 1000 lib. Also the bischop of Orknayis silver work, tane be some of that sort betuixt this toun and Leyth.

The day of the duckes cuming to the toun, the woulte of the kirk was holit in all partis, so that nane culd cum therin, without sicht of thame that are above, neather can ony enter or be in the kirk, but they may be schot from above.

The table of the lord was now in hand, and tuo Sundayis past, and tuo was cuming of the ministratiune therof; bot this Sunday following it was delayed, be what occasione time will try. The ducke come to the sermond this Sunday, (Mr Craig preiching) with his sone Claud, the lord Huntlie, and the rest, wha efter sermond departed when he was going to mak the prayer.

Monday the 7 of Maij, 1571, dyvers poore chope-men and vtheris were spoyled be the Hamiltones or be there men, especiallie be Jamie Baxter. This day

some gentlemen of the lord of Mortounis household come and raid vpon Haggartanes craft, before the castell, for all the shooting, calling them traytouris both to God and man, murthereris; but none went furth to brek a speir.

1571
May

A proclamacione was made, that none of thir lordis retinew suld truble ony inhabitant within this toun, nor ony vther subiect, that hath not borne armes against them, or assisted thair enemeis: and gif ony suddart tuke ony man, he suld incontinent bring him to his Captane; and gif a gentleman took ony, that he suld bring him to the lordis, that tryall myght be tane gif he had come in there contrarie, or assisted there enemeis.

Tuysday the 8 of Maij, Mr James Kirkaldie come home out of France in a litle bark of 30 tvn, whairat was no small reioising and proud bragging. All horsmen and footmen went furth down to Leyth to the lossing of the said bark, which incontinent was brought vp to the castell efter there lossing. There war fyve or sex cofferis honorablie convoyed, as thocht they had bene full of gold, as they said they were. There was in hir foure or fyve tvn of wine, thre or foure last of powder, some crosletis, and roches of small ordinance, and sum bisquet, and sic lyk. As for gold, I think it myght be tauld in few houres.

8

1571
May

9 Weddinsday the 9 of Maij, the lord Argyle, Boyd, and the duckis sone Arbrothok *, come in at ten houris at ewin. The tuo former come to sie gif they culd mak some aggrement or concord betuixt the regent and thame of the castell, whereof when they saw no appearance, departed home as they come a feild.

10 Thurisday the 10 of Maij it was proclaimed at the croce, that all that wold assist Mathew, erle of Lennox, and James, erle of Mortoun, suld depart the toвне. At ewin, about 9 horis, all inhabitantes of the toвне were charged to thare ludgenis, as oftymes everie nyght, almost heirafter. This nyght, the Regent and his cumpany come to Lynlythgow.

11 Friday, the xi of Maij, the Regent come to Leyth [with] the number of sex thousand hors men. Some pricking was vpon the croftis afore the castell, whare thare was tane tuo men of the castelis partie, notwithstanding that the castell schot fyve or sex schot.

12 Setterday, the 12 day, a drvm was sent fra Leyth to the toвне baillies, and the towne, that the portis myght be made patent to the Regent and his folkis, that he myght entere without truble. But Arthure of Meringtoun being at the port, gave anſwer of his awin

* John commendator, of Arbroath, (or Aberbrothwick) afterwards Marquis of Hamilton.

heid, that he suld get no entres thair, and forbad him to come sic earandis agane. Ane vther drvme come lykwayis to the wast port, for the same effect. Jhone Sym, baillie, desyred me to schaw thir headis vnto the Regent, or his lordis, that certane of the counsall had concludit to gea to Leyth and speak the Regentis Grace, and the noble men with him to mak thare awin excuse, and schaw there humble obedience to the kingis majestie, and to the Regentis Grace, but culd not obtene licence of the lordis heir, nor be suffered to pas furth, except of Argyle and Boyd. Secundlie, that they gart the brute gea that the regentis Grace had gevin the spoile of the toun to his men of warre; and last, that the tovn was informed that this day, at 9 horis, thare come ane drvme to the port quilk desyred talking of the baillies, to whome the suddartis at the port gave ewill answer, without knowledge of the baillies. Thir heidis, I say, when I was desyred to schawe them to the Regent and his counsall, becaus I knew not of what fontane they proceidit; and lykwayis being desyred be this one man allane, I refused; yet, at his comand, I schew the same to doctor Prestoun, who promised to doe his message.

1571
May

Sonday, the threttene of Majj, 1571, Pherniherst come in with 70 speiris, or therby, and ane of his men was hurt with a schot of a hagbute, thinkand

19

1571
May

they had bene the Regentis men. This Sunday, Mr Craig teiched the 130 Psalme ; and, in his sermond, he compared the steat of the kirk of God in this toovne vnto the steat of the Maccabeis ; wha were oppressed sumtymes by the Assyrianis, and sumtymes by the Egiptianis, be whome the people of God then were oppressed. Also, he said, that when wicked men and wicked parteis contendis, and stryves for there pryde, ambitione, and worldly honour, the kirk is always in truble. Be which maner of speich, mony were offendit, in making the tuo parteis alyk, and how farre unlyk the comparisone is, all men may see. Also, he lamentit, in his sermond, that there was no mide man to mak ane agrement betuixt these tuo parteis ; which, gif ony of them be wreaked, this realme, said he, will come to a miserable ruyne. Bot vtheris said, happie is that comone wealth whair-in murtheris traytoris, and blud-thristie men are prynised ; which, gif they were, this truble wald not be. And efter, exhorted all men, be the example of the propheit David, with fervant prayer fra the deip pit, and bottome of his hart, to ryn vnto God, both for the quyetnes of his kirk, this comone wealth, and for ane agrement betuixt the tua parties.

14 Monunday, the 14 of Maij, the drvme past through

the toun, for all workmen, with spade, schule, and mattock, that wold tak wages, and they suld be weill payed ; but sic as wald not cume, suld be compellit, and get nothing ; which was true, indeid, for they were payit with schot of hagbute, and so slane, at dyvers tymes, be them without. This day the Regentis Grace, with his cumpany, come to the Cannogait, and camped there to hauld the parliament, in despyte of the canone within the fredome of Edinburgh.

1571
May

The nyght preceeding, the Regentis men had planted there ordinance vpon the dow craig, besyde the fold dyke of stone : out of the whilk, they schott and dang away the men of warre in the dirtie blockhouse within the wall of Leyth wynde, whare was slane ane captane called Gybsone, wha was captane of the stiple, and another called Kirkaldie, wha before had danced vp at the cock of the stiple : and another called Corporall Busyne, a Frenche man. Also the Regentis Grace suddartis enterit in ane Lowesonis hous, at the head of Leyth wynd, narrest the neather bowe, out of the which they schot ; and out of ane vther hous foir against it ; and let none remane vpon the tuo turretis above the neather bowe ; which port, they within closed, and filled vp with muck, stanes, and tymber, be four horis in the morning, or therby. The chief workmen were Lordis Claud, Flisk, Kilwining, Arbrothok, Home, and

1571
May

Huntlie, with dyveris vtheris gentlemen with them, quha drew dovne mony of Alexander Clerkis gestis lyand on the hie geat, with thair awin hand, for fear the vther suld have enterit. The lard of Grange is becum a grit man now, whan sic men are pyoneris to him, sitting in the castell lyk a bird in the caig, and never cumis foorth, not to the toun, mekle les to the feildis. This day they set foure gabionis at the strait of the bowe which they filled with earth, for against the port, where they pat some ordinance to schut at the port whan neid were. About xi houris there enterit the tolbuith, the Lordis Huntlie, Home, and Kilwinning, with the prior of Coldingham, brother to the young lard of Lethingoun with 4 or 5, vther gentlemen, and thair fensit ane court of parliament 'in our soveranes ' name,' specifying neather kyng nor quene, and tuik documentis that they were present in the name of sic as were called to the parliament, and were foirfalted, that they were present to answer the said day, to sic thingis as war to be laid to there charge, &c. This was done in presence of the thrie scribes of the session, to wit, George Gibsone, Robert Scot, and Jhone Wallace, whome of befoir they had charged vnder the paine of 5000 lb. the piece not to transport or give ony letter or letteris whatsumever without licence asked and gewin of the Captane, and that they suld

remane thame selves in warde within the towne of
Edinburgh vnder the foirsaid paine.

1571
May

Pherniherst and his men the same day tuik a 23
hors fra the Regentis men beand at the gres, frain-
ing them selvis to be freindis, and causing the castell
schut at them, as give they had bene the Regentis
horsmen.

Captane Culan, the lord Huntlies cheif captane,
brant this day the hors part of it, and some
part cast dovne for covering the vther suddertis.
This day the grit canon was brought down out of the
castell to the black-friar-yearad; at ewin the canon was
cariet vp agane to the castell, whither for feare of
thame without or no I can not tell. Bot on the morne,
being Tuysday the 15 of Maij, scho was brought doune
agane be the procurement of the lord Huntlie, who
was sovertie for hir save bringing agane vpon 500 or
600 pundis. Scho was stelled with gabionis in the
said yard, which cost tuo or thrie poore men ther lyves
for the drawing of hir. Scho schot this day 24 schot;
ten whairof I saw and hard schot at Lawsonis hous
within tuo houris speace and a half. On this day
scho fired hir awin gabiones. Thair was slane and
eardit this day of suddartis and work men 8 or 9;
some sayis mea.

On Weddinsday the 16 of Maij, tuo men of thare
awin were slane be the pieces that lay in Davidis

1571
May

tower heid *, having leid faldit about a piece of iron for a bullet.

Ther was forefalted in the Canogait, whare the parliament held, the laird of Lethingtoun younger, the prior of Coldinghame, his brother, and also thare younger brother, Mr Thomas Maitland : the abbot of Kilwinning and his sone, with the bischop of St Androis sone.

Jhone Watstone going furth at the west port, being asked whois man he was, maid a mint to speak, Mr Knoxis servant but corrected him self, said he was Mr Craigis servant ; but the suddarts said, hauld you at your first maister : and so he was tane to preasone for Mr Knoxis saik, whare he lay 6 or 7 dayes, in the lord Huntlies ludgene.

This nyght at ewin come in lord Hereis, Maxuell and Lochingwar to the number of tua hundereth or xi^{xx} hors, who ran all the geat fra they come within fyve or sex myles to the tovne, as was weill sene on there hors at there entrie. Then no small brages were made that they wold feght them vpon the feildis, which they wald have done indeid gif they culd have caried the castell with them.

17 Thursday the 17 of Maij, the lordis Argyle and

* A tower in the castle.

Boyd departed this toune, and wold not remane for no treatie that the lordis Hereis and vtheris could mak. The word was, that Argyle had the war will of them, becaus of thair refusall of ressonable offeris be the regentis Grace, whilkis he and the lord Boyd proponed vnto the castell. What they ware as yit I know not.

1571
May

The last Weddinsday, in the nyght, war slane of our townes men (I meane our suddartis) fyve of thame, and the canon in the black freir-yeard compellit to remove be the schutting of thame without, wha were in some houses within Pleasance.

A grit fray was this day, becaus it was thocht that some of the Regentis suddartis was enterit through a wall at the niddar bow, which, gif they had done and come forwart, in my iudgment they myght have bene maister easelie of the toun beneth the barres, for all were sleaping for the most part at this present. At efter nyne there sortit out of the toun the lordis Hereis, Lochinwar, and Ferniherst, at the wast port about 200 hors, and vi^{xx} hagbutteris of purpose to have tane the fort vpon the dow craig, and went als farre as Moutrais of the hill, hard besyde it. Bot a few men, not passing 23 or 24, that come in sight, causet them retire, and the Regentis horsmen cuming vp about be the Cannongate vpon certane of the townes men, made sum pricking, and the hagbutteris also skirmish-

1571
May

ing vpon the croftis the space of ane houre and more. At this tyme there were hurt bot few except 5 or 6, and ane suddart, wha was schot, that he died als sone as he come into the toun. Arthure of Muriatoun was rvn through with a speir; bot they durst never gea beyond their strenth, I meane the castell, which all this tyme schot verie fast both small and greit pieces; but I hard no word of ony skayth they dyd. This nyght Captane Moffet, which was hurt befor, was buried.

Certane Comissioneris sent to the castell, be the general kirk convenit in Leyth to pacifie the trubles of this countrie.

At our entrie in the castell, we past to the grit hall on the south syde, whair sone efter sir James Balfour come to us, and incontinent thereafter the lord duck, and last the captane of the castell, who desyrit my lord duck and vs also to enter within the chalmer within the said hall, whair the Lord Secretare was sitting befor his bedd in ane chyre. Me lord duck set dovne, so the captane desyred vs all instantlie to sit dovne, which we did: then the superintendent of Fyif begouth the proposition, saying: ‘ My lordis, be-
 ‘ caus some comissioneris of the kirk are convenit pre-
 ‘ sentlie in Leyth, wha persaving thir intestine trubles
 ‘ in this comone wealth, thought it become thame of
 ‘ thair dewitie to offer there labouris and travelis to the
 ‘ end, that gif it suld pleis God, that therby the same

1571
May

‘ myght be stanchd, for the which we are cum heir
‘ to offer our travelis and labouris as said is.’ Efter
this proposition, silence was keapet ane certane space,
while I continewd the purpose agane on this maner.
‘ My lordis, I think ovr comissione extendis this farre,
‘ that seing your lordschips are willing we suld travell
‘ as ye have declared be your wryting to our brother
‘ heir, Mr Craig, and we are also verie willing to be-
‘ stow our labouris. Then it restis to knowe and heir of
‘ your lordschips what heidis or articles ye will offer
‘ vnto vs, as ane grund whairvpon we may travell.’ To
this answerit the Lord Secretare, ‘ Mr Jhone ye are
‘ ower vyse, we will mak no offeris to them that are in
‘ the Canogait; for the principalis of the nobilitie of
‘ Scotland are heir, to whome they that are in the Cano-
‘ gait are far inferiouris in that rank. Therfore to thame
‘ we mynd not to mak offeris, for it becumis thame ra-
‘ ther to mak offeris to thame that are heir; and gif
‘ they wold come to this point, to consider how farre
‘ they are gane astray, and desyre the noble men that
‘ are heir to travell for thame, that sic thingis as they
‘ have done heirtofore myght be remitted to thame, and
‘ securitie to be made of thair lyfis, landis, gudis, and
‘ heritages, for them, thair freindis, and posteritie; I
‘ vnderstand thir noblemen will to that effect concurre
‘ with them, that all securitie may be provydit for thame,
‘ so that concord may be had amonges them all, and

1571
May

‘ vtherwayis byde them not luike from ony offeris from
‘ vs.’ Then said I, ‘ swa my lordis it appeiris to me,
‘ we have the les adoe, seing no grund is offerit to vs
‘ whairvpon we may travell.’ Then said Mr Craig,
‘ but it appeiris to me, that we have sumwhat forder to
‘ say, that seing there is ane lauchfull authoritie esta-
‘ blished in the persone of the King and Regent through
‘ out this realme, which aucht to be obeyed be all the
‘ subiectis therof, and therefore our dewitie is, as comis-
‘ sioneris and memberis of the kirk, to admonis everie
‘ ane of your lordschips to obey the same.’ Then said
the secretare, ‘ I will schaw you the discours of the
‘ proceedingis heirop from the beginning. When we en-
‘ terprysit, the tacking of the quene on Carbarrie hill,
‘ there was then tuo cheif ocasionis that moved vs,
‘ the one was to punis the kingis murther, cheiflie in
‘ my lord Bothwell; the vther was, that the vnhappie
‘ mariage contracted betuixt the quene and him myght
‘ have bene dissolved. And to the end, to sequesterate
‘ hir bodie from him scho was put into Lochlewin: and
‘ that thir war the cheif causes, the proclamationes made
‘ at that tyme, and the wrytingis send to vther cuntries
‘ planelie declairis, sua that then we meanit nathing of
‘ the kingis authoritie, nor to put the quene out of hir
‘ awin crowne; as I my self (said he), that same nyght
‘ the quene was brought to Edinburgh, I made the offer
‘ to hir, gif sche wold abandon my lord Bothwell, schò

1571
May

‘ suld have as thankfull obedience as ever scho had sen
‘ scho come in Scotland. Bot no wayis wald scho con-
‘ sent to leive my lord Bothwell, and sua scho was put
‘ into Lochlewin, at the which tyme we hopit, that all
‘ men suld have assisted to the revenge of the kingis
‘ murther, but never ane came mea to vs, nor we were
‘ at Carbarrie hill : but be the contrare, the lord Hunt-
‘ lie, and many vtheris raise vp against vs, sua that they
‘ were gritter partie then we : sua that then we finding
‘ no vther way to preserve vs from inconvenientis, we
‘ devysit to mak the clock of some new authoritie, even
‘ as gif we were passing ower at Kinghorne, and the
‘ boit took fyre, ye wald loupe in the sea, to flie the
‘ fyre : and finding your self able to drovne, ye wald
‘ preis agane to the boit. Ewin so the setting vp of
‘ the kingis authoritie was but ane fetchie or schift to
‘ save vs from great inconvenientis ; not that ever we
‘ meanit that the same suld stand or continew, as ever
‘ thereafter I schew to my lord regent, willing him to
‘ compose and agrie the mater. And for my awin part,
‘ planelie I confess, that I did verie ewill and vngodlie
‘ in the vpsetting of the kingis authoritie ; for he can
‘ never be iustlie king sa long as his mother lives : and
‘ that which I speik, the whole noble men within this
‘ tounne and vtheris heir present, I am assured will af-
‘ firme the same.’ At this speiking, my lord duck, Sir
James Balfoure, and the captane, confessit with mutual

1571
May

consentis, nodding with there heidis, and with leath speiking, the premises to be of the treuth. Then said the secretare to Sir James Balfoure, ‘ My lord President, you can tell thir thingis, als weill as ony man can.’ Then said Sir James, “ In deid, my lord, I was privie of thir thingis and knew them weill, and vnderstandis the verie grundis of thir proceedingis to have bene as your lordschip hes spokken.’ Then said I to the secretare, ‘ My lord, I can not tell what fetches or schefis your lordschip hes vsit in thir proceedingis; but heirvnto lat your awin conscience accuse your self, before your God, *conscientiam vestram, oneramus*. Bot ane thing weill I wot, honest men of simple conscience, and vpryght dealing, meanit nothing of thir your shiftis and fetches, but proceidit vpon ane honest and constant ground, having the glorie of God before there eyes, and the punisment of horrible crymes. Neather said I, my lord, that godlie men of vpryght dealing hes vsed sic schiftis or fetches as thir of youris are, namelie, in sic notable and weghtie materis. But ane thing, my lord, I persave, that me think God hes beguyled you, that howbeit he hes vsit you and your schiftis as ane instrument to set vp the kingis authoritie, yit it appeiris not that he will set it down agane at your pleasour.’ Then said the secretare, ‘ how know ye that, are ye of Godis counsall? *quis*

fuit consiliarius eius? Ye sall see the contrare within
few dayis, and then we will see what obedience ye
will give. ‘Then,’ said I, ‘vnto that tyme, my lord,
‘our argument is gude, and ye and vtheris aught
‘to give the king obedience.’ Then said the super-
‘intendent of Fyfe, ‘your argument, my lord, appeiris
‘verie gude, that the authoritie, anes establised be
‘order, with the consent of the thrie esteatis of the
‘realme, aught, and suld be obeyed, ay, and whill the
‘same be set down agane be the lyk power and order.’
Then said my lord Secretare, ‘I mervell that ye will
‘say so, for I remember I hard Mr Willockis, Mr
‘Jhone Row, and the rest of you, preich concerning
‘the papistrie; that albeit, the same was establised be
‘long continewance and authoritie of princes, yet suld
‘the samin be reiected without order, and as it come in
‘over the dyke, so suld it be schot over the dyke a-
‘gane, and not to tarie whill the lyk order suld be
‘used in setting dovne of it, as was vsit in the establis-
‘ing of it. Ewen so I say of the kingis authoritie, that
‘we neid not to tarie whill the same be set dovne be
‘the self same order that it was erectit, for that per-
‘chance myght be to long. ‘Then,’ said I, ‘in this
‘your argument, my lord, I persave ane peralogisme,
‘and that be resson ther is a grit difference and ane
‘dissimilitude betuixt the religione and materis of
‘policie; for as concerning the religione, howsoever

1571
May

1571 ' a wicked religione enteris in, so sone as the same
 May ' is knowin to be wicked, how long continewance, or
 ' whatsoever autoritie it hes had, it outht. inconti-
 ' nent to be reiected, and the preachoris dewitie is to
 ' admonis the people therof, commanding thame to
 ' reiect it and embrace the treuth ; and that becaus
 ' ane wicked religione tendis directlie to the disho-
 ' nour of the name of God, which on no wayis aucht
 ' to be sufferit, yea, not ane hour. Bot vtherwayis
 ' it is in the policie, and cheiflie in the establissed au-
 ' thoritie of kingis and princes ; for howsoever the
 ' autoritie be anes establissed, I presuppone by vio-
 ' lence or tyranny.' Heir the Secretare interrupted
 me, and said, ' Mr Jhone, I am glad to heir that con-
 ' fessione out of your mouth.' ' My lord,' said I,
 ' gifand and not granted that sa wer, likwayis I vnder-
 ' stand ane lauchfull grund in the kingis autoritie,
 ' and the autoritie anes establissed aught to be obeyed,
 ' neather is it against conscience so to doe. Bot rather
 ' standis weill with gud conscience, as Paull testifieth
 ' wrayting to the Romanis, comanding thame to obey
 ' there emprioris autoritie then establissed amonges
 ' thame, and that for conscience cause (sayis he) ; yit
 ' gif ye sall consider the grund, how the emprioris of
 ' Rome enterit to thair autoritie, I think the grund
 ' therof was rather violence and tyranny, nor ony law-
 ' full establissment be the lawis of resson : yit notwith-

‘ standing the Apostle comandis the same to be obey-
‘ ed, which he wald never have done concerning the obe-
‘ dience to ane wicked religion. And gif the argument
‘ be gud, that we sall obey the establissed autoritie,
‘ howbeit it enterit in be violence and tyranny : then
‘ mekle rather aught we to obey the autoritie establis-
‘ sed, the grund whair of is lauchfull, ressonable, and
‘ godlie ; and gif we suld enter on discourse, I can not
‘ tell how mony autoriteis are establissed vpon ane
‘ lawfull ground’ Heir, as I vnderstand, we kept si-
‘ lence a certane space, and thereafter Mr James Balfour
‘ said to me, ‘ I mervell of you, that in your kirk ye have
‘ made ane act, decerning the kingis autoritie lauch-
‘ full, and so to be obeyed.’ ‘ My lord,’ said I,
‘ Have ye red that act.’ Nay,’ said he. ‘ In deid,’
‘ said I, ‘ so it appeiris, for we have made no act de-
‘ cerning any autoritie lawfull. But we have con-
‘ cludit, that the kingis autoritie establissed suld be
‘ obeyit ; and all the subiectis to be admonised be
‘ his obedience, and to be prayit for in all publict
‘ sermonis ; and what fault find ye my lord with this ?’
‘ I pray you tell me, how knowe ye that the kingis
‘ autoritie is establissed ?’ I know, my lord,’ said
‘ I, ‘ by tuo argumentis : the first, becaus it is establissed
‘ by the thrie esteatis publictly in parliament : Second-
‘ lie, becaus it hes resavit vniversall obedience within
‘ this realme, without erecting ony vther face of authori-

1571
May

1571
May

‘tie in the contrair.’ ‘But yit,’ said he, ‘how know ye
 ‘that it is establisshed trulie?’ ‘My lord,’ said I, ‘I can
 ‘weill answer to that argument, for I was present in
 ‘parliament when I both hard and saw the same con-
 ‘cludit, gif it be true that ye are there standing, or that
 ‘your litle dog is lying vpon the Secretaris lap (for ane
 ‘litle messane was lyand vpon his knee,) ewin so is it
 ‘true that I have said.’ Then Mr James said, ‘That
 ‘parliament was no lauchfull parliament, yea, it is null
 ‘in the self.’ ‘My lord,’ said I, ‘is that proces of nulli-
 ‘tie deduced and concludit be ony sic order as the par-
 ‘liament was hauldin?’ that neidis not, sayis he, be-
 ‘caus it is null in the self.’ ‘Truelie my lord,’ said I,
 ‘I lerned ane reule in the law, *Sententia facit ius in-*
 ‘*ter partes donec retractetur.*’ Then said the lord Se-
 ‘cretare, ‘That parliament is null for mony causes-
 ‘and can not be iudged ane lawfull parliament.’ Then
 said I, ‘My lord gif ony parliament was haldin in
 ‘Scotland this 700 yeiris, I doubt not but that was ane
 ‘lauchfull parliament, both in substance and ceremo-
 ‘neis, and what nullitie ye can alledge, I doubt not
 ‘but the same may be alledged against ony parliament
 ‘in Scotland thir 700 yeiris agoe. Men may know
 ‘what the nullitie of this parliament tendis to, seing
 ‘our religione was heirin establisshed.’ And heir we
 ‘were appearing to fall out in some vther termes de-
 ‘voyding from the purpose. Therefore the Secretare

1571
May

' took up the mater agane, and said to vs, ' See ye not
 ' what thir men that are in the Canogait pretendis :
 ' not elis I will warrand you, but to rug and reive vther
 ' menis levingis, and to inrich them selvis with vther
 ' geir : for how many of thame hes not vther menis
 ' benefices and leivingis, and yit can not be satisfied.'
 ' Then answerit Mr Craig, ' That sic as be spokken of
 ' them that be yonder, mekle wors is spokken of them
 ' that are heir. ' And what is that, Mr Craig ?' said he;
 ' My lord, it is planelie spokken that these that are heir
 ' travelis onlie in there proceedingis to clock crewell
 ' murthereris, and that the consciences of some of you
 ' are so prickit with the same, that ye will never suffer
 ' the nobilitie to agrie.' ' Yit Mr Craig,' said he, ' sa
 ' long as I was with thame, they never accused me of
 ' the kingis murther ; and the last yeir, when they gave
 ' me all thair hand writes purging me therof, yea to be
 ' schort with you, so long as I was a piller to menteane
 ' thair iniust authoritie, they wold never put at me as
 ' they doe. In the treatie that is begoud in England,
 ' that is ane of the cheif articles that the kingis and re-
 ' gentis murthereris sal be punishit to the rigour in all
 ' persones that sal be found guiltie thereof ; and our
 ' quene hes also oblissed her self to the quene of Eng-
 ' land, vnder the paine of the tinsall of hir ryght, that
 ' scho pretendis to the crown of England, that thea
 ' murthereris sal be punishit in all that sal be found

1571 ' guiltie thereof.' Then said Mr Craig, ' My lord,
May ' how can thir tuo stand, that the quene being set vp
' in authoritie, wha is guiltie of the murther of the king,
' sal punis the murther in any vtheris. My lord, said
' I, I hard your lordschip tell ane teale, that thare was
' ane appointment vpon a tyme betuixt the kingis of
' England and Spainyie, and when matteris were con-
' cludit, ane mirrie man said to the king of England,
' Sir, who sall be catione for the king of Spainyie, ewin
' so I say, my lord, wha sal be catione for our quene
' in that behalf.' ' Mr Jhone,' sayis he, ' the quene of
' Scotland will not tyne hir ryght that scho pretendis to
' the croune of England, for ony favour scho beiris to
' ony man in Scotland : ' But this is ane mervelous
' thing,' sayis Mr Craig, ' that albeit my lord duck,
' heir, or sum vther, acknowledges not the kingis autho-
' ritie : yit, my lord, said he, ye, ye, and ye, poynting
' to the Secretare, Sir James, and the captane, will not
' deny the kingis authoritie, seeing ye have professit
' the same, and were the cheif instrumentis of erecting
' of the same.' Then said the Secretare, that the kingis
' authoritie was set up in respect of the quenis dimis-
' sione, of the which I think I was als privie and tra-
' vellit, alsmeikle as ony in the Cannogait, as they can
' beir me record there selvis ; yea, and farther with-
' out me they had neather the knowledge, wisdome,
' nor moyen to performe the same ; and think ye of

‘ your conscience, that that dimissione was maid will-
‘ inglie, seeing the quene was hauldin in captivitie.
‘ Howbeit, my lord Lyndsay and Ruthwen, so depon-
‘ ed publictlie, and for verificacione heirof my lord
‘ Lyndsay being desyred be my lord Regent, to there-
‘ efter earnestlie to pass in England with him, he refuis-
‘ ed altogether, whidder for laik of expenses or vther-
‘ wayis I can not tell. Bot at lenth, when my lord
‘ Regent preissed him so earnestlie, being in ane hous
‘ in Leyth, before ane honorable cumpany that he be-
‘ haved to goe to England, then my lord Lyndsay swore
‘ ane grit oath, and said, my lord, and ye caus me to
‘ goe to England with you, I will spill the whole mater,
‘ for, and they accuse me, of my conscience I cannot
‘ but confess the treuth.’ Then said I, ‘ truelie, my lord
‘ this appeiris to me ane of your awin fetches, that my
‘ lord Lyndsay vsed at that tyme; for seing he had
‘ not will of the iournay, he wald have schifted the
‘ mater be some colorat meinis; and in this fetches, my
‘ lord, he may appeir to be ane of his disciples: how-
‘ beit, he meinit not sua indeid.’ Heir we began to
mow, and as it were everie ane to lauch vpon ane
vther, and so raise. Then Mr Andro Hay past to the
captane and spak with him apart, and thereafter I spak
with the captane. Whan we were reddie to cum our
way, the Secretare cryes vpon me, ‘ Mr Jhone, think ye
‘ that my lord of Lennox, being ane Englisman sworne,

1571
May

1571
May

‘ can be lauchfull Regent to this realme ?’ ‘ My lord,’ said I, ‘ whidder he be ane Englisman sworne or not, ‘ I can not tell, for that standis *in facto*, but I vnderstandis he is ane native borne Scottisman.’ ‘ Bot I ‘ can tell you,’ said he, ‘ I know he is ane Englisman ‘ sworne.’ Bot presupposing, said I, that sua were, ‘ what impediment is that whidder he be an Englisman, ‘ Frenchman, Spanyard, or Italian, gif he be lauchfull ‘ tutor be the law, and hes the ryght therto ; why may ‘ he not be lauchfull regent induring the tyme of the ‘ tuturie ? for was not the duck of Abany ane Frenchman borne, yit becaus he was lauchfull tutor to our ‘ king, he bure the regiment, induring his minoritie, ‘ and how could he iustlie be ony lettis be secludit ‘ therfra.’ ‘ Mr Jhone,’ sayis he, ‘ there is a difference ‘ betuixt the tua.’ ‘ And what is that,’ said I, ‘ my lord ? ‘ We are ioyned,’ said he, ‘ in leig and amietie with ‘ France, but England is our auld enemeis.’ ‘ My lord, ‘ said I, ‘ that argument now appeiris nothing, for we ‘ have peace and amitie with England presentlie as we ‘ have with France.’ And this we took our leive and come our way *.

Thair was in the watche about this tyme sum co-

* Some singular circumstances appear in this conversation, which merit particular consideration. It is not evident who is the reporter of it.

moning betuixt the lord Hereis and the tuo captanes of 1571
the Regentis men, Crawford and Home. May

Fryday the xviii of Maij, 1571, the lord of Mor- 18
ton and the lord Hereis spak together be the meanis
of the former comoning. A litle abstinence there was
during the said comoning for certane houris.

Setterday the 19 of Maij, all the gentlemen and 19
horsmen for the most part went out at the wast port,
with a 120 hagbutteris or mea, of purpose to have
drawin the Regentis folk fra the Canogait that some
myght gea out there to doe sum mischeife; for the
which caus, Captane Hakkarstoun went out at a duire,
besydes the quowgait port, and 16 with him, and come
to the trinche at the niddar bow, at the heid of the
Canogait, whare he said at his incuming, he had slane
sex or sewin; but afterwardis I hard say, thare was not
ane suddart slaine, but onlie ane workman hurt, or
els ane gudyeat who was doing the office of nature,
his hois dovne in the said trinche. Yit the said Hag-
gerstoune lost one of the best that he brought with
him, and him self tuyse or thrise schot in his corslat
of prufe, which savit his lyfe.

This nyght the Regent and his cumpany reteired
fra the Canogait to Leyth at after supper, bot the cap-
tane of the castell gave thame the convoy of a doosone
of canons, which did no harme that I hard of.

The weik preceeding, there was neather preaching

1571 nor prayer, neather was there ony sound of bell hard
May in all the toun for that tyme, except the ringing
of the canones, whairof there were of canone, and
canone feird, myen and battar, 500 schot at leist, be-
sydes small brassen piéces, slanges of iron, and vtheris
mea pieces that were tane fra the toun.

20 Sonday the 20 of Maij, 1571, Lord Claud and
Pherniherst went out betuixt thrie and four in the
morning, with the most part both of the horsemen
and footmen, onlie, as I beleive, to draw the Regentis
folk vpon the schot of the castle. About ten houris,
all both on hors and fute went furth, becaus the Re-
gent was going from Leyth. Thair was sum schot-
ing or skyrmishing about the water of Leyth with the
futmen, the water being betuixt both. After that the
lord of Mortoun had put the Regentis Grace a gait-
ward purposed to have gone to Dalkeyth; bot seing
thame of this toun as farre furth as Merchinstone vp-
on the borrow moore, drew neir hard in be Braid.
Bot a commandement come out of the castell with
expeditione, that they suld not pass the boundis of
there guard, to wit the canone. At this tyme, be the
occasione of a word speaking, the lord Hereis and his
Annandeale men lyghted on fute, and lead there hors
to the tovne, in takin they wold not flie. Bot I hard
say, my lord of Mortoun and his cumpanye were al-
most past Braidis craigis homewart to Dalkeyth be-

fore 2 hors come in the toвне. The men of this toвне I numbered as they come in agane, who were 400 horsmen, and about a 300 futemen, all hagbuteris except a 30 or therby of pick men. 1871 May

Monunday the 21 of Maij, the men of weir of this toune went to Leyth, and brought about a 40 long ledderis, which was left thair be the Regent or elis the lord of Mortoun. Also they tuke out of Cuthbert Fergusones out of the Canogait 3 or 4 tvn of wyne; whither it was his awin or the Regentis, whare he luded, I know not. Lykwayis the pockis of wooll and packis of skynis which the Regentis folkis brocht fra Leyth to the Canogait for defence of the schutting they tuke them for a butie. 21

Tuysday the 22 of Maij, the lord Hereis, Maxwell, and Lochinwere departit this day, and Pherniherst departit this nyght about x houris, whois men for the most part of them when they departed, left thare lawingis, stable fie, and hors corne vnpayit, for making there hostes believe they went to the preiching. 22

Weddinsday the 23 of Maij, the lord Claud, with the rest of horsmen and futemen of Hamiltonis (except the Duck, Kylwinning and a few with thame that remaned :) the rest I say departed towardis Hamiltoun: the purpose was suspected to have bene for Glasgow, which was the samyn day betrayed be thrie brether of the Cochrneche, who had bene tane at Paisley, and 23

1571 were there committed presonaris, being at frie libertie,
 May hath seducit ane certane of the hous to thame, put
 out or elis band thrie or foure within that knew no-
 thing of the interprise, and thinking to have all at
 there willis, schot a piece or tua vpon the hous heid
 for a warning vnto vtheris of thair awin. But the
 tovne hearing the schot, suspected, and incontinent
 with the lard of Minto (who hes the castle in keping)
 clapis about the hous, and pat sum hagbutteris in
 the stiple, and so letherit it, and gat it agane with the
 loss of tuo men, and dyveris vtheris hurt. It was re-
 ported, that the elder brother of Cochnoke suld have
 mareit Mintois dochter, becaus they were vnder com-
 oning heiroy. Within a schort time efter the getting
 agane of the castell, lord Abirbrothe the duckis sone
 was cumand to the castell, wha had come forwart had
 not ane woman going out of the toun tauld him what
 was done, and so he escaped.

25 Fryday the 25 of Maij a doosane of suddartis come
 to Braid at supper tyme, and spoyled the myllaris
 hous (the miller beand at supper with the lard); and
 when they saw the miller cuming in and staying them
 fra spoyling his hous, tuik him and brought him to
 the yeat of Braid, and gave the lard iniurious wordis,
 bidding him come out to Captane Melving, or elis
 they suld burne the hous about his luggis. The lard
 being a quyet man, bad thame depart, saying that he

had nothing to doe with thame, and gif Captane Mel-
ving wald have had him, he had not sent sic messin-
geris as they were. They still continewing in thair
iniurious wordis, and misvsing the lairdis miller befor
his eyes; the lard went foorth with a tuo handit sword
(the rest of his be occasione hinderet, followeth as
they myght) the suddartis, I say for the most part of
thame discharges thair hagbutteris at the laird, but
be Godis providence he escaped their furie, and straik
ane of them breadlinigis with his sword to the eird,
wha cryed that he wald be tane. Vther tuo of thame
having there pieces vndischarged (in ane of the which
there was thrie bullettis), and seing ane of thair mar-
rowes dving to the grund, they discharge bayth at
the laird; yit be Godis eternall providence he was so
preservit that he gat no hurt, nor nane of his, albeit,
they were all but armour; bot the skeath fell vpon
thameselvis, for they slew thair awin man that had
renderit him self to the laird; vther thrie also was
tane, before whom this man confessit that his awin
marrowes slew him, for the lardis cumpany never
schot a schot, and so the suddartis when they had
discharged thair pieces fled to the toun, and made re-
port that the laird of Braid had a cumpany of men of
weir waiting thame. So the alarvme struk, and all come
furth to the Querrel holes, but hearing the treuth,

1571
May

1571
May

were stayed be the lard of Merchinston *, wha schaw captane Melving that there were vther men cuming from Dalkeyth for the lardis releif, as that they did with speid.

This Fryday at ix houris or thairby, Mr Drurier, the merschell of Berwick come to Dalkeyth, and on the morne come to this toun, whare he spak with the captane and the rest of the lordis that were in the castle.

27 On Sondag the 27 day he rode to Stirveling to the Regent, and come agane vpon Tuysday the 29. day, and supped in the castell: of his comissione, and talking with the captane I refere it to better knowledge. There was a word that ane Englis suddart suld have schot the Merchell as he come into the castell, whair-at he was gritlie offendit. The captane of the castle come dovne with him at efter supper, who talkit prouddie ilkane to vther, so that they were hard vpon the hie streit. Whidder it was for dissatisfactione or not, God will declare. It was reported, that the Merchall gat the Englisman with him to Berwick that suld have schot him, with ane vther Englisman and Scotsman for witnes.

30 Weddinsday the penult of Majj, Captane Culan

* Probably Archibald Napier, father of the famous mathematician.

tuke out all the scheip that was in the park, thinking they had bene Mr James M'Gilis, but were puire menis of the toune. 1571
May

Thurisdiction the last of Maij, lord Claud come agane with his horsmen and futemen, about a vi or vii^{xx} hors to Edinburgh, and brought with him the lord Semple. Captane Melving and his band went out this nyght about the gallous vpon the borrow moore, about x houris. But they come in agane about midnyght, and brint not Dalkeyth as it was thought at there fourth going. The lyk they did the nyght following. 31

Setterday the second of June, 1571, the whole cumpanies come furth out of the toun about 7 houris in the morning, to the number 600 men, hors and fute, and went towardis Dalkeyth within half a myle or therby, having with them tuo carted brazen pieces or faacones, and albeit they of Dalkeyth were not so mony, pat the townes men backward to the borrow muir, and dang thame of thrie or four places which they tuik for defence, and tuke captane Haggerstoun with 8 or 9 suddartis with him, and fowre or fyve horsmen. And the castle men being on Craigmiller hill Captane Melving dealing a barrel of powder to his suddartis, the powder taking in fyre, and burnes about a xvi of the suddartis, of whome there dies tuo at the same instant, and Captane Melving having a June
2

1571
June

corslat upon him, was blowen vp from the earth a gude space, and after was brought into the toun without hope of lyfe.

In the mean tyme, a certane of my lord of Mortonis suldartis persaving the powder to blowe vp, come moir francklie forwart, and the vtheris be ressonne of that los reteiris the faster to the toвне, who being followed with a thriescoir of suddartis, the space of half a myle or mair. But the castell men lukiing behind them, and seing them chassed with so few futemen, and about half a doosone horsmen, there horsmen being in number of vi^{xx} or therby, cuttis off my lord of Mortonis suddartis, and tackis of them to the number of 28, a little beyond the gallous, at the Ladie brig end, whare Adam Wachop was slane. Tua houris before this, was Carmichell dvng fra his hors, and relevit be Robert Hepburne, who was schot throw the thigh, and Carmichell through the arme. My lord of Mortoun was bot his awin houshold men, to the number of a 40 hors, and the day before there was sent away iii^{xx} suddartis and sum horsmen with money to send to Dundee, whilk maid the men of this toun to interpryse this iornay, whair of they rased them nothing. There was na slaughter except 3 of my lord Mortounis syde: 2 or 3 on the vther syde, besyde the thing was done be the pouder. God be sic meanis feghtes for his awin to the destructione of

thair enemeis, albeit the wickit, whais hartis are hardened, attribute Godis workis against thame selvis vnto blind fortune. This skyrmis conteanewed fra 7 houris that thei went foorth till they come in at 5 houris at ewin.

1571
June

Tuysday the 5 of June, 1571, Captane Culan warned sic as dwelt about the heid of Leyth wynd, and St Marie wynd, to tak dovne ther forestairis and demolis the tymber work therof, becaus the Regentis suddeartis schot in vpon the toun in thea places. This same day they tuik sum wyne out of Leyth, and sum beir.

5

Weddinsday the 6 of Junij, Captane Melving departit this lyfe about mydnight preceding, who continewallie raved fra the first nyght that he come in till his departing, having a fever. Some alledged that he was als ewill hurt with his fall that he gat when he was blowen vp with the poulder, as he was with the burning. He was bureid about foure houris after nyne, being convoyed with a grit solempnitie not onlie of weir men but also be the lordis Duck, Huntlie, Home, Claud, Kilwinning. The captane made ane orisone to captane Melvingis band within the blockhous of the castle, lamenting the death of sic ane captane as they had, whome albeit they want, yit they suld not laik a sufficient captane, and that he wald be there captane him self, and that none of thame suld want so long as he had a furre heretage in Scotland: and

1571
June

therefore desyrit them to be trew to the king [quene] and him, in defense of that hous, and in resisting of our auld enemies, gif they wald persewe the same. What the purpose is of the lordis within this toun, I know not, neather will I have a doe with thame. But this is my onlie butt, to keip this hous as said is, and therefore desyris you to be leill and trew.

Thurisdai the 7 of June, some suddertis of the Hamiltonis going to spoile ane tailyeoris hous, called James Nicoll, ane honest and godlie man, being compleaned to the captane; the captane being verie comoved thereat, bad the toun gae to there armes, and he wold assist them. Bot the mater being some meased, the toun stayed.

- 8 Fryday the 8 of Junii, captane Culan was appointted to the nidderbow. This day they began to ranforce the hous about the same. This nyght the bischop of Galloway*, or Athins, come into this conventionne, which was appointted to this day; the lord Hereis, Maxuell, and Lochinwar come this same nyght also, being all not passing 31 hors in cumpany: whairat the captane and vtheris was not content. The lord

* Alexander Gordon, bishop of Galloway, second son of John lord Gordon, who died before his father Alexander, third earl of Huntly. Soon afterwards, he appears to have secretly corresponded with the earl of Shrewsbury, to whose custody Queen Mary was entrusted.

Hereis and Lochinwar spak with Mortoun in there by cuming. Therefore they are come as men that wold treat a concord and agreance.

1571
June

The bischope of Gallowayis preiching in the pulpet of Edinburgh, vpon Sonday the 17 day of June, 1571 : the day after the defeat was gewin them be me lord of Mortoun ; transported word be word, be the most copious auditoure being then present for the tyme*.

“ Gude people, my text is this, of fayth, love, and charitie, writtene in the 13 to the Corinthians : for of fayth proceidis love, and of love charitie, which are the wingis to houe, whairby all Christiane men suld enter in the kingdome of heawin, where I pray God we myght all goe ; and this for the present.

Now brethren, may I not speir at you, in what place of this pure realme is fayth, houe, and charitie resett, and gif they be auctorised amonges the thrie esteatis ; na, na, brether, na ! Is fayth or love amonges our nobilitie ? Why then, how mony lordis hes observit thair hand writtis and there seales, or keptit thair promiseis, owther vpon thair side or ouris ; yea few or nane, but I will speak newtrallie, for it is my part, seing my brotheris sone and I am thriddis of kin to the lord of Mortoun. Is not the regent siclyke, and we neir of kin : but allace, how mony of vs keipis

* This is either misplaced, or there is some inaccuracy in the date.

1571
June

fayth, and love one to ane vther. Why then lat vs goe to the secund estate. Hes the spiritualitie observit the preceptis of ecclesiastical order, conforme to thair first constitutione : or hes not our ministeris not alterit from the last ordoure set out efter the reformatione of the kirk. Or then the thrid estate. Is thair fayth and love amonges your burgesses, in buying and selling of there wayres, or borrowing or lending ane with ane vther : yea gif I wald degres I doubt not but fayth and love, in machling in wode of hard heidis, whair mony of your merchantis leivis thaire fayth. But allace, brethren, the onlie caus of this is particularitie, which have bene the grittest defectione that hes caused this poore countrie to decline fra thair soverane, the quenis majestie, our onlie maistres, wha now remanes in England, bot not presoner, as they have made you to beleive : for I will assure you, and I may say it sen I have sene it, being thair comissioner for hir lordis of hir factione : whairfoir I wald wis you not to be abused, for this I will tak vpon my conscience, yea, and vpon my honor, that scho is better treated, better nurisit, yea revered and authorised more in England on ane day nor scho was in Scotland in ane yeir : and licentiat to haucke and hvnt with sindrie vther pastymes as pleases hir, albeit our ministeris have altogether forget hir, and not willing to pray for hir. But I wald wis you, inhabitantes of Edinburgh,

to send for your ministeris, and caus them pray for the quene, pray for thair lauchfull magistrates whatsumever, for this I may say, scho is as lauchfull, sen hir father was our native king, and hir mother lykwayis ane honorable princes, and scho borne in the lawfull bedd. This for the prufe of my argument, that scho aught to be prayit for. And further, all synneris aught to be prayed for : gif we suld not pray for synneris, for whome suld we pray, seing that God come not to call the ryghteous, but synneris to repentance. Sanct David was a synner, and so was scho : Sanct David was an adulterer, and so is scho ; Sanct David committed murther in slaying Vrias for his wyfe, and so did scho : bot what is this to the mater : the more wicked that scho be, hir subiectis suld pray for hir, to bring hir to the spreit of repentance ; for Judas was ane synner, and gif he had bene prayed for, he had not diet in dispair ; whairfore, I pray all faythfull subiectis to pray for thair lauchfull magistrate, gif it be the quene. It is the quene, as I doubt not ; but ye may weill consider, that na inferiour subiect hes power to deprive or depose their lauchfull magistrate, hie or scho whatsumever, albeit they comitt whore-dome, murther, incest, or ony vther cryme, being anes be God iust and lauchfull prince or princes, to ring above you, not chosen as the imperiall magistratis are. Yea, and farther, was scho ever excomuni-

1571
June

1571
June

cat be the order of our kirk, gif sa be, iust causes had we not to pray for hir ; and albeit scho were, we aught to pray for hir and all vther synneris, to bring them to the spreit of repentance. Bot mony of our ministeris are to ceremoneus at this present ; for I remember my self at the begynning of our religione, when I teiched eather in this pulpet, or in the pulpet heir besydes, when we wald have bene glaid to had the mess heir, and the preiching there ; and brether, when I stode with the stole about my neck, how mony bischopis bead or bare the burding on his back then bot I. Bot now our ministeris are growne so vantone and ceremonious, that they will not pray for there lauchfull heretrix, wha hes permitted them sic libertie of conscience, that they may vse what religione they pleis. And gif we pray not for synneris, whome for then ? sen the iust hes no neid of amendement, or gif we be not synneris, wha may say he will cast the first stone at the woman beand taken in adulterie. Is it my lord of Mortoun vpon thair syde ? Is it my lord Argyle vpon our syde ? or is it we ministeris ? Nay, brether, nay, for I confess my self, ye this foule carkes of myne to be the most vyle carion, and altogether gewin to the lustis of the flesch, yea, and I am not eschamit to say the grittest trumper in all Europe, vntill sic tyme as it pleasit God to call upon me, and mak me one of his chosen wesshelis, in whome he hes

poured the spreit of his Evangle, and as candles are lyghted and set vpon heich places, so sall I schaw the giftis that God hes gewin me amonges you. God illuminat your hartis to receave the same. For gif Manasses had not bene prayed for, he had not bene brought to the spreit of repentance. Ane word or tua and so I will beteich you to the merceis of God. Brether, at afternone I will be occupeit with some vther business : but vpon Weddinsday and Fryday, I sall tak some panes to opin the rest of this text ; and becaus I know my self not so worthie as they that have occupiet this place befor, I beseich you brethren, send for your ministeris, and I will take the panes with them to trawell, to sie gif we can pacifie the insatiable myndis of our brether, who gois about lyk lyonis, to sucke out the blude of there brether. And sen God blist the peace mackeris, lat vs sie gif we can be the instrumentis to bring the nobilitie to concord with fayth, houpe, and cheritie. But allace, whare was cheritie yesterday amonges vs, yea not whair it suld be conforme to the wordis of my text. And so I beteich you to the mercie of God."

1571
June

Setterday the 9 day, ane of the prisoneris of Dalkeyth being hurt vpon the feildis, died. Balcleuch and Pherniherst come in after midnyght following.

Sonday the 10 of June, the duck, Huntlie, the bischope Athenis, Claud, etc. were at sermond.

9

10

1571 Duck and Huntlie, with Claud, baid the prayer, which
June befor they did not.

- 11 Monday the 11 day of June, 1571, the lord Home, Balcleuch, Pherniherst, raid furth, and made sum pricking with them of Dalkeyth. Vpon this day the larde of Grange, captane of the castell of Edinburgh, sent up this letter to Dalkeyth, as followes :

“ Whairas it is cum to my earis, that sum wicked personis, of very malice bred in thair vn godlie brestis, hes tacken libertie to vtter the venome of thair poysonet hartis, to the preiudice of my honour, sa far as lyis in thair slanderous tovnngis, haifand be lettres, proclamationes, brutes, and reportes, gewin out to the people fals and vntrue taillis of me, calling me ane traytour, and murtherer, and assistare of murthereris, and speciallie allower of the slaughter of the erle of Murray, leat regent of gude memorie, to whome it is notoure what gude affectione I bare, and for whome, during his life, I hasardit all that I had in the world, and dyvers tymes my persone in place whare the authouris of sic calumpneis durst not to have schawin there faces. Gif I knew who war the authouris, or sawaris of sic vile bruttes, I wald answir them moir particularlie; and gif ony dar cum furth and profes himself to have devysit, written, or spokken the samin, I sall answir him sa directlie, that I trust he will have occasione to advance him self nothing of his inter-

prise. Alwayis for defence of my honour, which I will menteane against all deidlie: this I say without exceptione of ony persone or estait whatsumever, he be, that hes by wryting, speich, or vtherwayis vsed sic vnhonest langaig of me as before is specifeit, or of the lyk substance, of what esteat, degrie, or qualitie whatsumever he be, he hes vnhonestlie, falslie, and mischantlie lyed in his throat. From Edinburgh castell, the xi of June, 1571."

1571
June

(Sic subscribitur.)

Wm. Kircaldie.

Answer to this letter. " Forsamekle as thou be ane cartall laitlie set furth, boastis the answir to ony, without ony exceptione of persones, esteat, or degrie, and most lyke that thou meanis to mak the said answir but in wordis, saying they lie, that rumoris the with treassone. Albeit, that this cartall is so proud, that it may seme to cum of a breast full both of arrogance and treassone, and compairis thy self to the cheif nobilitie of Scotland, not excepting sa mekle as the kingis grace blood. Thou being of sa bas conditione, that thy father had bot aught oxin gang of land; and his progenitouris for the most part salt mackeris: and that thou art so notable and notorious a traytour, that the actione suld be decidit be vther iudges then be aventwre of arms. Nottheles, I Alexander Stewart of Garleis will offer my self to prove thy vyle and fylthie

1571
June

treasone with my persone against thyne, as the law and custome of armes requyres, with protestatione, that it sall not be preiudiciall to my honour nor to my blood, to compair my self with sic ane leat prentit gentleman, manifestlie knowin to have comitted at sundrie tymes dyvers traysonis, and takin out of the galeis to be kepit to the gallous. This cartell for the more assurance, I have subscriyvet with my hand at Leith, the 14 of June, 1571. Alexander Stewart of Garleis, younger *."

"Thy cartell I have resavit, which is na direct answir to myne in ony speciall poynt. But seing thou takis vp on the to be the vterer of [mony] sklenderous wordis to my reproche, speciallie in that, that thou hes termed me a notorious traytour, and written that I am manifestlie knowin to have comitted at sundrie tymes dyveris treasonis, (whair of I thank God thou art not able to specifie ane). If that thou hes written, I affirm thou hes falslie, wickitie, and mischantlie lieth in thyne throat, which I will menteane, with my persone and thyne, according to the law of armes. And gif thou dar persew thy chalenge, I sall meit the in neutrall and vnsuspect place, whare none sall medle in the querall but our selvis; and thair, be Godis

* Sir Alexander Stewart, an ancestor of the earl of Galloway.

grace, mak thy awin tong declair, that thou hes falslie and rashlie lied. And whair thou wald be thy cartell, mak it appeir to thame that are not weill acquentit with vs bayth, that I am of so bas conditione, that I may not be compared with the in degrie. Albeit, thy vaine bragging therin be not worthie of answir, yet I affirm, that therin also thou hes falslie lieth; I and my progenitouris being alwayis gentlemen of blude and armes, hes bene in gritter estimatione, alsweill with the princes of this realme as the subiectis, then thou art able ever to attene to. Of thy blood I will not speak, having to doe only with thy self. Thou art so far degenerat from the stait of thy ancestouris, be the notable imperfectiones that are knowin to be in the, which I remit to the iudgment of the people, to whome thy franticke nature is notoure, that gif I wald stand vpon my reputatione being of the rank and steat I am of, I myght with reasone refuse thy chalenge. But vnder protestatione, that in vther causes it be not preiudiciall to me, I will at this tyme answir thy chalange as said is. Subscrivit with my hand at Edinburgh castell, the 25 of Junii, 1571.

1571
Juna

Wm. Kircaldie."

"Where be wryting, deatit the 25 of this moneth of June, subscrivit with thy hand, which I have resaved, thou callis my cartell na direct answir to thyne in ony

1571
June

speciall poynt ; to that I say, as I have before said, and which, God willing, I sall prove vpon the, that thou art indeid a notable and notorious traytour. And this being the most speciall poynt, that in thy cartell thou seames to iustifie thy self of includes, and conteanis vnder it the remanent particularis, whair of everie ane is so notoure, that there is left no pleas of doubt, as vanelie and lienglie thou waldes pretend, bragging that I am not able to specifie ane of thy treasons : whairas, besydes the notorietye of them to all honest men in this realme, thy awin hand writtis compared with thy contrarous deidis, are able to convince the of ane number of filthie treasonis, which being pruiſfis evident, the tryall of the lawes of armes in that cais is not requyred, but rather the ordinarie lawes of the realme suld iudge and punis thy manifest vntrueth and treason. And speciallie thou hes fortifeid and assisted, and ioyned with thame that fortifies and assists the persones suspected, and knowen culpable, and forfaitit be the law for the horrible murtheris of ymquhil our soverane lordis father, worthie of memorie, and of ymquhil the erle of Murray, leat regent of this realme, and hes dyvers of them presentlie in the castell of Edinburgh. Did you not set the wardonis and presoneris comitted to thy custodie within the castell, for quyetnes within the comonweill and suretie of the kingis esteat, at libertie, soone efter the mur-

ther of the leat regent, being thy awin maister : and was not the same libertie the verie caus of staying the punisment therof ? Did not thou breck the kingis presone of the tolbuith of Edinburgh, treasonable tacking foorth of the same, sic as had comittit that same day, a recent murther be thy awin directione and comand ? In doing of the which deid, discharged not thou the ordinance of the castell against the toune of Edinburgh, to the terrour and harme of the inhabitants therof ? Hes thou not vsed the said castell, and the kingis ordinance, and mvnitiones (being therein) to ane vther vse and fyne nor it was appointed, when the same was comitted to thy traist against thy fayth and promeis ? Hes not thou menteaned, and now menteanes oppen rubbaris, native theivis, and comone breakeris of the godlie peace with the quenis majestie and realme of England. Hes not thou sauld ane part of the kingis mvnitione and stufe being within the said castell, and prodigallie consumed ane vther part, and no little quantitie, to the destructione of the kingis gude subiectis ? And finallie, hes not thy schamefull defectione fra the caus of the king, thy soverane lord whois obedience thou professit, (and be the new erecting of the pretendit auctoritie of the quene, his hienes mother at Edinburgh, ane murtherer of hir awin husband, and ane enemye to the true religione of Jesus Christ, which without thy treasone culd not have bene

1571
June

1571
June

done, nor wold not have bene permitted,) betrayed not onlie the king, and sic noblemen and subiectis, inhabitantes therof, which now to leat may repent them that they have suffered thamè selfis to be abused by the, vnder cullour of freindship and league standing betuixt them and the, as captane of the said castle, in the kyngis name, to have thair libertie oppressit be thy tyranie and treasone ; thair tread beyonde sea restreaned be procurement of the and thy confederatis ; thair honest nyghtboris exiled and made prisoneris ; thair gudis spoyled, and searched, at the licentious appetite of men of warr : thame selvis made slaves, and discharged of bearing of armes, the portis and walles of thair toвне garneised with suldeoris ; the service of God, and discipline of the kirk neglected, excommunicatis resavit in hous of prayer, and preiching of the word of God ; with the tolbuithis, where iustice suld [be] ministrat, made an den of theivis, and ane receptacle of men of warr and suddeartis ; yit thy schameless brag of fighting sall not advance thy untrew querrel, nor silence procure credit to thy leis, as hypocrisie rather then proves, hes heirtofore purchest thy bypast reputatione. I will, and darre persew my chalenge with my persone against thyne, according, to the law of armes, and leaving longer contentione with the in wordis, which thy generall answir declaris the to delyte in, I promise and offer to meit the hand to hand, on hors or fute, armed with iak, speir, steil bonet, sword, and whin-

1571
June

ger, being the order of Scottis armour, in the Gallo-
ley, vpon the wast side of the hee way betuixt Leyth
and Edinburgh, vpon the third day of July nixt, be
nyne houris befoir nyne, whare nane sall mell in the
querrall but our selvis : which place is sa newtrall and
vnsuspect, as thou can not have a subterfuge to refuse
it, except that thou will afoir hand confess willinglie
thy treasonable turpitude, alreddie so notorious to
vtheris with thy awin tong, and owther suffer for thy
offence, or imploir mercie for the same. Whair thou
braggis, that thou and thy progenitouris have alwayis
bene gentlemen of blood and armes, I say, the order
and tyme of thy advancement, being so weill knowin,
heidis no further answir, but rander agane schortlie
thy schameles leis in thy awin throat. Thy present
tresonable doingis, doe declair how ewill thou hes de-
servit that estimatione with the princes and subiectis of
this realme, that heirtofoir without gude caus thou hes
had, which now may repent them of that confidence
they reposed in the, having proved the true to none
that ever thou promised fayth or obedience vnto : and
for my awin part, I think, never to preis to atteane to
estimatione be sic tresonable dealing as thou hes prac-
tised. In that thou termes me degenerat from the
esteat of my ancestouris, be the notable imperfectiones
in me, and that my franticke nature is notore to the
people, and that thou being of the state and rank

1571
June

thou is of, may with gud resone refuse my chalange, as thou art not able (praysit be God) iustlie to burding me with ony ane poynt of vntreuth, schame, or dishonour; sua I regard not that villanous and sklanderous dealing, whairof I doubt not all men sall have the lyk opinione as they have of thy self, seing thou declairis thy awin opprobrie, for that the people can and dois iudge the stait and rank of vs bayth, having gud caus to curs the tyme that ever thou was placed in that charge, that so vntrewlie hes dealt with them, to thair wraik and desolatione against thy fayth and promiseis, and I doubt not be Godis grace, to gar thy tvng acknowledge before the world thy manyfold treasonis and turpitude, and manifest the clocked poysons that so long hes lyine in thy feanyeat breast. Protesting that my answir in chalange with the, sall not preiudge the proces to be led in form of law against the, for thy monyfald treasons, nor to my honour, being knowin for ane auncient and vndefeamed hous, that compairis my self to so notorious a traytour, wha of iustice, and the law of armes, aught not to be resavit to sic iustificatione. Subscryvit with my hand, at Leith, the last of Junii, 1571. Alexander Stewart of Garleis, younger."

"I have resaved thy cartell, deated at Leyth, the last of June, whairin I persave thou delytis in multe-

pleying of wordis, which I will purposelie eschew in respect the mater salbe tryed be deidis, and not be wordis. To thy accusationes, therfore, I will mak na vther answer presentlie but as before, that in the whole poyntis that thou has vtered to my reproche, thou has falslie lied in thy throat. To thy offer to meit me in the feild, in the place named by thy letter, which thou callest neutrall and unsuspect, as presentlie, the cais standis, it can not be reputed vnsuspect and newtrall for me, so grit forces lyand in Leyth, as now are thair, and wilbe at the day appointed be thy letter. And yit, gif I ware ane privat man, as I have sumtymes bene, not bound to a charge, I wald mak litle difficultie of ony place where ther were but onlie questione of my persone. But in respect of the charge I beare of this hous (being of so grit consequence) the principall fortres of the realme, vpon the suretie whair of thair dependis moir nor the persone of a thousand sic as eather of vs may import, I am compellit to provyde farther for the securitie of my persone (whairon the securitie of the hous dependis) to be frie from all vther but thy self, nor otherways at ony vther tyme I wold : and therfore to mak ane place betuixt this and Leith vnsuspect to me be reassone of my charge foresaid, I requyre that thrie of that parrtie, whome I will name, be entreat within this hous to remane as pledges and hostages during the tyme of

1571
June

1571
June

our medling, that no man of that partie sall have to do with me but thou onlie; wha vpon my honor salbe releaved and put saiffie to Leyth, immediatlie efter our querrall be endit, but fraud or guyle. This poynt being provydit, I promeis to meit the to fight in sic manner, and with sic armes, offensive and defensive, as I sall prescrybe to the, which, be the law of armes, thou has no place to appoint, but man at this tyme be in my optione and chose. Send me answer of this poynt, and thou then sall persave, there sall neather delay nor subterfuge be vsed on my part. Gif thou had ony wit or discretione, thou wold have forborne to reale and speik so irreverentlie of a princes, whose subiect thou art born. Thy rashnes in that behalf declaris what man thou art. At Edinburgh Castell, the first of July, 1571.

William Kirkaldie."

"Thy wryting I have resaved, at Leyth, the first of Julij instant; and whare as thou makkis mentione I delyte in multiplicatione of wordis (which ye wald eschew) as I am on the vther part willing to eschew wordis, so wald I that neather drift of tyme, nor vther culloreth excuse, suld conceill thy tressonable turpitude; bot, to be schort, as I have said before, in my last cartell, in all the poyntis conteanit therein, and which, God willing, I sall preive vpon the, that thou art, indeid, a notable and notorious traytour: and

whairas thou makis mentione, that the place appointed be my cartell is not neutrall nor vnsuspect to the, be reassone of the charge thou beirs that hous, albeit the contrare be the veritie (being within the schot of the canone) as is notore. Yet that maner of schift sall not trampe the querrell of armes vnderfute, nor give the world to vnderstand that thou offeris that thing which the law therof requyris : I offer to send to the, afore our medling, a band of my Lord Regentis Grace, with all the rest of the noble-men of his partie, being heir in Leyth, that, during the tyme of our medling, there sall nothing be attemptat be thame, nor none of thairis, against the nor thyne assistaris (but that which salbe done betuixt our selvis onlie), receaving the lyk band fra the and thyne agane. And whair as thou desyris sic thrie as thou sall name of this partie to be enterit within that hous, for thy suretie : what thinkis thou ? or what may the world gather of that vnresonable desyre, which may seame that thy conscience fightis against thy self, will not suffer the to enter to defend thy vnryghteous querrell thou hes tane on hand, but to seik and schift excuses thou can to cullour thy manifest vntreuth and treasons ; yet, to dryve the to that poynt, that thou sall not gang bak agane, I offer, and I sall give to the thrie of this syde, equall in degrie of blood, and rent with me and the, receaving the lyk agane at thy handis, for suretie

1571
June

1571
June

of the and thy assistaris during the said tyme of our said melling. And what I have spokken vnreverentlie of a princes, I aught the no accompt therof. Thou thy self hes spokken mair of that mater nor I have done. I have greater causes to be sorie nor thou hes that sic causes suld be gewin to speik vpon. This is a sufficient answeire to thy letter, and the rest to my former cartellis. At Leyth the 2 of Julij, 1571. Alexander Stewart, of Garleis, Younger."

"I resaved thy letter, dated at Leith, the 2 of Julij, and becaus I wald eschew the wryting of wordis (which dryves tyme), and bring the mater quicklie to the poynt, I requyre immediatlie, that tuo freindis of myne myght meit, vpon assurance, tuo gentilmen of that partie, to conferre vpon all thingis for bringand our medling schortlie to pas. To that effect, I directed the lard of Pittadrowe, and the young laird of Drylay, wha had power of me for sufficient securitie to condescend vpon the day and place of our combat, and to offer sufficient securitie for this partie to the, and certane gentlemen that suld accompany the to the place, to see that you suld be sinceirlie and vpryghtlie dealt with all. I trust that Andro Ker of Fadownsyde, and Captane Craufurd (whome I tak to be discreit gentlemen, and to vnderstand what is ressonable in sic caisses), will beir record, that my saidis freindis offered all measour in my name, yet sen be a ticket from

thame, directed yesternyght to the saidis lairdis of Pittadrow and Dryláy, I vnderstand that you requyris that my offeris may be send in wryting, thair desyris salbe satisfeit in that behalf, that the world may iudge therof. Bot first I will tuiche a little the grund of our querrell, repeating the beginning, and the proceedinges sensyne, whairby it may the moir easilie appeare to all indifferent persones, that my offeris and desyres are ressonable. The roote of all this mater proceedis from ane proclamacione set furth be the erle of Lennox, and subscrivit with his hand, deated at Stürveling, the sext of Apryle last bypast, whairvnto I maid ane direct answer be ane vther proclamacione publissed at Edinburgh schortlie thereafter. When I sawe no reply was made therto, and yet was, be comone voice and fame informed, that in that cumpany which hes adioyned them selfis to him, there was dyvers brutes spread of me, sclanderis spoken, written, and vtered to my reproche, whairof I culd not guess the certane author, I directed my cartell to dyvers places of the realme, deated the xi of June, answering in generall as apperteneth, to all that by letres, proclamaciones, brutes, and reportis, had gewin out to the people sic fals and vntrue tales of me. When I was in suspence waiting for answer, thou gave thy self out as campione for the rest, and tuke the whole querrell vpon the, offering, be thy cartell,

1571
June

1571
June

deated at Leyth, the 22 of Junii last, bypast, thy self to prove vyle and filthie treasone vpon me, with thy persone against myne, as the lawes and custome of armes requyris; whairvnto I made a direct answer, bearing deat the 25 of Junii, and gave the the lie, offering to menteane it with my persone to thyne, according to the law of armes; and gif thou durst persew thy chalenge, promiseist to meit the in the feild, in place vnsuspect, whair none suld medle in the quarrell but our selves. I myght, with gud reasone, have refused to fight with the, in respect of mony circumstances, depending vpon myne persone and thyne, notore to the whole people; and, namelie, in that thou art degenerat from the ancient stait of thy hous, and thy blood steayned, as I am informed, be matching of thy motheris father, called Dunbar, with a priestis dochter, of whom thou art descendit, and so ane of the principall branches of the preistis dochter*; whairbe the contrare it sall not be fund, that ony of my branches of long continuance hes bene vther then gentlemen, without matching eather with preist or merchant. This consideratione hes not stayed me; but I will menteane my honor against thy iniust chalenge. Be thy wryting, deatet at Leyth the last of

* This alludes to bastardy, as priests could not marry. It appears that, Stewart's mother was a daughter of Dunbar of Clugston.

June, thou avowed, that thou dar, and will persew thy chalenge with thy persone against myne, according to the law of armes ; and therefore promise to meit me hand to hand, on hors or on fute, armed with jack, speir, steilbonet, sword, or whinger, on the Gallowley, vpon the wast syde of the hie way betuixt Leyth and Edinburgh, vpon the thrid day of Julij, instant, be nyne houris afore none ; to the which I answerit directlie be my letters, deatit the first of Julij, and therein schew dyvers considerationis wharfore the place nominat be the was not to be reputed vnsuspect, as my lettre at length proportis ; yet, to mak ane place betuixt Leyth and Edinburgh, vnsuspect to me, I requyred hostages ; which poynt being provydit, conforme to my lettres, I promised to meit the, to fight, in sic maner, and with sic armes, offensive and defensive, as I suld prescryve to the ; the appointment whairof man at this tyme be at my choise, in respect of the nature of our querrell, and in consideratione wha is persewar, and wha is defender. To my requisitione, thou answered, be thy letter the secund of Julij, that thou wald send me afoir our melling a band of all the noblemen of that partie in Leyth, for suretie, that na vther suld medle in the mater bot ourselfis, which offer, I finding not sufficient in respect of charge I beare, and willing to bring the mater quicklie to ane end, and to determine at once, with-

1571
June

1571
June

out forder delay, all thingis necessar for the combat, I requyred the meiting mentionat in the beginning of this lettre. Now to the point, my freindis foirsaidis had comissione to agrie vpon a certane day to be the 25 of Julij instant: they had comissione to agrie vpon the grund to be the barres be wast, the wast port of Edinburgh, the place accustomed, and of auld appointed for tryall of sic materis in thir partis, none to come with the neir the place, but tuelf gentlemen, to see that thou suld have fair play, for thy suretie; and thare my freindis hath power to offer to send the afore our medling, a band of all the noble men that are heir of this partie with my awin band, that during the time of our medling, there sall nothing be attempted against the and the tuelf gentlemen in thy cumpany, but that that salbe done betuixt ourselves onlie; which offer, I am assured, that on no reassone thou may refuse, seeing it is equivalent to that thou makis to me. Seing, then, that I am the defendare, and in respect of charge of this hous, whairto I am bound, and wharevpon so grit thingis dependis, beand the principal fortrice of this realme; and in respect of the tyme, I am compellit to stick vpon mony thingis farther than I wauld vtherwayis doe, and at ane vther tyme. Be reasone whairof, the chusing of the place suld rather be myne, I makand the same securitie that thou offeris to me. They were also instructed, that

1571
June

all maner of armour, with hors, and vther thingis necessar for the combat, suld be sufferit be that partie to be convoyed to me, without ony impediment, with sic freindis and servandis as I suld appoint to fetche them, and to offer the lyke and siclyke, that sic freindis as I wold desyre to be with me that day, be suffered, without all truble, to come with me, and to offer to suffer siclyk, thy friendis, to come to Leyth agane that day. As to the armor to provyde thy self befor the day, and bring with the ane hors, a iak, steil-bonet, plait sleives, speiris, a sword, a dager, a corslet, a murrione, a pick, a tuo handit sword, a pair of gant-cloths, tuo sword strypes, or pleatis, for the theis and leggis. And when thou art come to the feild, I sall prescryve vnto the according to my privilege, whether we sall fight armed or vnarmed, or on hors or on fute, or what armes thou may vse, whairof I sall vse the lyk, and no vther. Last of all, seing thou art the persone whome the erle of Lennox and his adherentis hes send out as thare campione, to take the querrell on hand, I requyre that he and they, vnder thair hand writtis, will allow the to be there campione in the said querrel, and oblis thame selvis to recognise and acknowledge the wronge and iniurie done to me be so many of thame, as be wrytingis, proclamationes, brutes, or wordis, hes vtered sic slanderous teales preiudiciall to my honor, and be content

1571
June to repair my honor accordingly, in forme as effeiris,
incais I obtene victorie over the, wherof I have no
doubt, be the grace of God, who knowis my querrell
to be iust. And vpon thir conditiones, I sall, God
willing, meit the in the feildis at the day appointed.
Subscryvit with my hand, at the castell of Edinburgh,
the 5 day of Julij, 1571.

William Kirkaldie."

" Be thy letter, dated at the castell of Edinburgh, the
5 day of Julii, instant, thou seames in the beginning to
schaw thy vnwillingnes, to wishill wordis in our quer
rall, as that thou thoughtis ewill of the dryving of tyme,
and yit multipleing superfluous wordis, makis a large
discours of the ground of thy querrall, as thou falslie and
liandlie wold pretend, through ane proclamatioun, set
out be the kingis majesties, darrest gudschir as regent
of this realme, which proclamatioun thou wrytis, that
thou directlie answerit be ane vther proclamatioun, pub
lissed at Edinburgh ; in all which pointis thou mani
festis thy naked vntreuthis, leis, and excuses ; still
schifting to save thy self from the tryall of thy iniust
querrall be the lawe of armes : for, as it is true, and
salbe verefeit befor the world, that thou hes not on
lie professit and avowed the obedience of the autho
ritie of the king, myne and thyne soverane lord, so
hes thou written, named, and acknowledgit the erle

of Lennox, his hienes gudschir, as regent of this realme, wha occuppeing that charge, and perceaving not onlie thy defectione from thy promised fayth and alledgeance be thyne actiones, in reasing of men of weir against the lawes of the realme, attoure the boundis of thy proper power and charge, which is weill aneuche knowin; but als finding be thy lettres, apprehendit in Dumbartane, a pruife of thy befoir suspected treasone, his grace in making and setting out of the said proclamatioun, prohibiting men of weir to serve the in thy treasonable interpryses, then kything them selfis in deid, did nothing but that which of his office requyred, and thou in making thy said alledged answir, schew in effect in write but that which of before thou had gane about indirectlie, to practise by reasone against thy fayth, vainelie and presumptuouslie usurping vpon the to counterpace the king thy soveranes proclamatioun, and in wordis to mak equalitie, and compair the, being of a bas conditione, to his hienes darrset gudschir, tutour and regent. And for the brutes spread, and slanderous wordis spokken, of the which thou seames to mak the occasioun of the directing of thy first cartell, call thame brutes or sclanderis as thou pleases, they are no lies, which all the world may easilie iudge, comparing thy subscriptiones with thy lait actiones. And sen thou was not ignorant, nor in suspence, as thou woldest

1571
June

1571
June

seame to be, the setteris out of the said true proclamations and letteris, but directed thy said cartell vpon a vaine brag and ostentatione, to dasch men with the opinione of thy fechting, whair no sic intentione was in thy filthie and corrupted thought. I was not as a campione for the rest, as thou writes, but as a true gentleman vndefamed, tuik vpon me as ane to answir thy querrall cartell, as ane hundreth besydis me, gentlemen of blude and armes (although thou hes made no exceptione), will offer and mak the lyk chalange against the, having so gud ground and querrall, whenever they sall sie sic licklieheid on thy part to perform thy part therof. Thou schifted not for the circumstances depending on thy persone in the first bragging cartell, becaus then appeirandlie thou had not opinione to fynd thy matche; thou said not in thy first cartell, that thou excepted men degenerat from the auncient state of thair hous; but thy letter importis, without exceptione, of ony persone or estait, of what estait, degrie, or qualitie whatsoever he be: be which wordis as thou schew thy arrogance, not excepting the kinglie blude and cheif nobilitie, to whome thou can no wayis compair thy self, so hes thou first denudit thy self of all exceptione against the persone of ony whatsoever qualitie (wryt as pleises the now of my motheris father for a schift and subterfuge) howbeit, I (in all respectis, pleaset be God) can in honour be

preferred to the, except that thou wald chalange the betraying of that the kingis hous, and vsing it to ane vther end nor thou receavit it, for to be a preferment, and therin I give the place as a traytour; so mynd I never contend with the in treasone, whairwith thou art sua spotted and practised; bot to leive the to resave the reward and frutes of thy deserving, and as thou wranglie detractis my motheris father, in matching, as thou sayis, with ane preistis doughter, that woman that thou meanis of, hes brocht in more auld inheritance to me, and to the posterities of my hous, nor thou hes of propertie of ony landis hauldin of the kingis of this realme, as is notourlie knowin; for it weill appearis, thou hes little assurance of honestie and gudnes of thy awin querrall, in that thou schamefullie and cowardlie (as thou haist) schiftis and de'ayis to abyde my chalange in the newtrall and vnsuspected place be me appointed, whairin ther can no inequality appeir; it being midway betuixt the tuo townes, whair the forces now remanes, and within the schot of the canone of that castell. Have I not offered to enter to the, thrie of this syde, equall in degrie in blude, and sent with me as pledges; I resaving the lyk for the suretie of the, and thy assisteris during the tyme of our mellie? and now thou to appoint the grund to be the barrace, be wast the wast port of Edinburgh, as place accustomed as thou writis, and

1571
June

1571
June

none to come with me, but xii gentlemen, to sie that I have fair play, with a band of the nobilitie of that partie, and thy awin band for our soverteis. It may appeir to all the world, that in that offer thou seikis but subterfuge, schifting, and delay ; for when the said barrace was place accustomed, the castell of Edinburgh (vnder the wall and danger whairof it lyes) was in the keping of the obedient subiect to the king and authoritie for the tyme, and the toвне of Edinburgh frie, vnoppressit, or vnder tyranny ; and now the castell is in the power of the, a notorious traytour, and the toвне is garnised with men of weir raised vnder thy traist, what reasone or equalitie is it, that onlie xii in my cumpany salbe present the tyme of our mellie, without prescription of number on thy part? or what suretie can thy band or promise be to me, thou having alreddie violat thy band and subscriptione, gewin for thy obedience to the king our soverane lord, therby tack- ing on the, the spot of infamie for ever. Whair thou sayis that I am the persone whome my lord Regent, and the kingis constant obedient subiectis (which thou termes his adherentis) hes set out as thair campione to tak the querrall on hand, thou lies therein to thy throat, for as, lykas the regent and the kingis iustice hes not to contend with the, but be iust executione of paines of the lawes, and his hienes authoritie, wharvn- to thou hes subiected thy self against them, for thy

manifest treasone and vntuethis, sa, I movit be thy schameless and braggane cartell, offering sa prouddie to fight for thy tint and spoyled honour against ony, without excepsione of persone, could not, nor can not but directlie answir the as I have done, and sall alwayis doe whither thou eather answir my chalange or, els confess thy treasone and turpitude. And therefore, yit agane, I offer to meet the hand to hand, in a place newtrall, being of equall distance betuixt thir townes of Leyth and Edinburgh, ony day thou will appoint, (or that same day gif pleased the) betuixt and 25 day of July instant, agriable to the day of thy last cartell. I sall enter sic ostages for the suritie of the and thame that accompanies the, as thou will enter for the securitie of me and thame that accompanies me. I desyre na mea freindis to behold play on my part, nor thou sall have on thy part. I sall bring with me sic armour as thou specifes in thy last cartell, to the place of our mellie. I sall arm myself as thou prescryves, my armour being equall to thine; I sall procure that armour, hors, and vtheris thingis necessaire for the combat, salbe sufferit be the kingis partie to be convoyed to the without impediment, with sic freindis as thou woldest desyre to be with the that day, thou procurand the lyk to me for that partie. Gif heirvpon I sall not resaise thy plane direct and resolute answir in writ, betuixt this and the fyftene

1571
June.

1571
June

day of this instant, then will I luik for no farther answir at 'thy handis, but will remit thy refuse and delay to be iudgit be all indifferent persones. Subscryvit with my hand, at Leyth, the tent day of Julij, 1571. Alexander Stewart of Garleis, younger."

" I have resaveth thy letter, dated at Leyth the tent of this instant Julij, whairin I find no sufficient answir to the most part of the headis conteaned in my letter of the 5 of Julij, but speciallie tuo heidis, which being most substantiall, I may not overpas the one tuiching the avowing of the to be the campione for thea persones who hes set the out to tak there querrall on hand ; the vther, tuiching the place which I requyred to be vnsuspect for me, not sa mekle for the respect of my persone (which is weill knowin, and specialie to that cumpany) I have never spared, but hes bene liberall aneugh therof, whenever the defence of my countrie, my awin honour, the weill of my friendis, or of sic as was familiare with me, or oftymes causes of les consequence did requyre it ; as for the respect of the charge whairvnto I am bound, which makis me against my awin naturall, to be more circumspect then ever I have bene heirtofore, vtherwayis wald be or will be heirefter, when with my honour I may be frie therof, and that in respect of the practise which I am able to

1571
June

prove, hes both directlie and indirectlie bene devysed, and set a wark to betray me and this hous, whairvpon gritter thingis dependis than a thousand tymes the lyves of sic as ony of vs tua may contraweall. The cair I have and takkis for saif keping therof, hes bene, and sall in the end manifestlie prove to the world, to be fore better causes, tending to the libertie of the cuntrie and comon wealth therof, than the actiones of that partie which thou followis doe importe. Thy offer of hostages to mak the place vnsuspect I esteeme worth nothing, and no better than gif I suld cum to the place appoynted be the without hostage, for it is weill knowin, hostages in equall number and degrie, enterit on eather partie, can import no securitie mair nor gif thair were none at all, in consideratione that the one will ever contrawaile the vther, and in all eventis releive the vther. I have be my letter of the 5 of Julij, offered vnto the reasone aneugh gif thou have a desyre, or ony will to pursew thy chalange, which offer I sall faythfullie performe in all poyntis. To farther constitutiones presentlie, I will not yield in respect of the charge of this hous; whair of I wis to God, I myght with my honour, and without preiudice of the publict caus (which I man respect) disburding myself presentlie. Gif so weare, thou suld in effect perceave how litle I esteame the, and that I wold litle stick vpon eather ceremony or circumstance of tyme

1571
June

and place that myght hinder our meitting, assuring the, that whither thou presentlie insist or not in the persuit of thy chalange, I sall put the in remembrance therof, so sone as I may by ony meanes put my self to libertie, which I hoip salbe more schortlie then thou beleives, at least soner then thou, God willing, sall have caus to be glaid of. I will remit the consideratione of my offer to the iudgment of the world, wha will be privie to our proceedingis on bayth partis, and so will indifferentlie iudge, and accordinglie. Lat me knaw befoir the xv day of this instant, whidder thou will satisfie the desyre of my last letter of the v of this instant or not, for vtherwayis I will look for no answir, while the tyme that I sall of new put the remembrance of thy dewitie, whilk assure thy self I will doe as said is. Subscryvit with my hand at Edinburgh castell, the xii of Julij, 1571.

William Kirkaldie."

"I. resaved thy letter of the dait of the 12 of July instant, wisland and multipliand wordis, as hes bene thyne accustomed maner without certaintie: whairvnto in few wordis I answir, that as in the first proude and arrogant cartell, set out in the defence of thy pretendit and spottit honour, thou neather exceptis the persone of ony that wold answir the of whatsoever estate or qualitie, nor made shift

and excuse in respect of that the kingis hous (tray-
terouslie abused be the) nor yit socht ony vther
place then it which was newtrall and vnsuspect (as
the barrace vnder the castell wall can not be thought
be nane indifferent), so is there now no place left vnto
the, to vse ony of thea naked and schameles subter-
fuges, without thou will revoik and directlie gainesay
thy former wrytingis send in this matter. I have suf-
ficientlie and directlie answirit till thy wrytingis, and
principallie in my last answir of the tent of this moneth,
whairin I have condescendit vnto all thy prescryved
devyses, saving onlie the place equall and indifferent,
with equall number of attenderis. Now, therefore, I
tak thy last letter as a refuse of my cartell, and as thy
confessione of thy awin treasonable turpitude, and
when ever thou rememberis me of ony chalange, with-
out it be with practise of treason (as thy custome hes
bene), thou sall, God willing, find na advantage therin,
and this for answir to thy last letter of the xii of this
moneth. Wishing rather thou wald give me present
and direct answir, nor vanelie to brage that thou sall
put me in remembrance, which I can not beleive to
see. Subscryvit with my hand at Leyth, the xiiii day
of July, 1571. Alexander Stewart, etc.”

1571
June

“ I have resavit thy letter, dated at Leyth the 14 of
this instant, whairin I find no direct answir to myne of

1571 the xii, nor yit appearance that thou will insist in thy
June challenge, vnles I will condescend to thy desyre, tuich-
ing the place, whairvnto I will na wayis presentlie
yeild, in respect of the considerationes conteaned in
my former letteris of the 5 and 12 of this instant. I
have in the same requyred na conditiones, but sic as
I traist the world and all indifferent iudges, sall es-
teame both reassonable and necessar, wha will iudge
according of both our proceedingis. I tak thy not
acceptance of my offeris as a refuse of thy chalange,
which nottheles sall serve the of nothing, for I hoip
schortlie (as before I write) to put the of new in re-
membrance, when I sall not stick vpon sic circum-
stances, as now for dewities saik I am constrayned to
doe. At Edinburgh castell, the 25 [15] day of July,
1571.

William Kirkaldie."

There is ane coppie of the kingis majestie's pro-
clamatione gewin out the vi of Aprile, 1571.

James, be the Grace of God, king of Scottis, to
our lovitis, John Inglis, messinger. . . . Our shrefs
in that part, coniunctlie and severallie, specialie con-
stitute greting. Forsamekle as it is vnderstand to vs
and our darrest gudschir, Matheu erle of Lennox,
lord Darnlie, our lauchfull tutour and regent, to vs
our realme and liges, that albeit, proclamatione being

laitlie maid at our mercat crose of our burgh of Edinburgh, makand mentione, how Sir William Kirkaldie of Grange Knyght, captane of our castell of Edinburgh ; had leviat and taken vp within the bowelis of our realme, a certane number of vaged men without leive asked, or obtained of vs therto, expres contrare our actis of parliament, for nothing elis, as may be supposit, then to dispossess vs gif he may, of our royall estait and authoritie, trubling of the comone quyitnes of the cuntrie, and bereiving vs of our lyfe and croun : howsoever be his culored meanes, he suld give the world vtherwayis to vnderstand. And therefore strait charge and comandement was gewin to all our leiges and subiectis, which ignorantlie had taken wages of the said captane, not knowing the danger in the esteat of ane man of weir, and tuke armes at his comand, to leive the samyn ; and also that none suld tak wages of him therafter without leive obtaint therto, vnder the pane of deid, as the said proclamatione at mar lenth proportis. Notwithstanding the said captane, efter the same was proclamet, in contempt therof, caused stryk the dryme out throw our said burgh, not only convening them he had alreddie vnder wage, but also desyred vtheris to cum and tak wages, vnder the charge of captane Melving. As also thereafter treasonable enterit within our place of Halyrudhous, and S' Geillis steiple, within our said burgh, and garnised

1571
June

1571
June

the same with men of weir ; and to mak manifest his treasonable dealing, hes appointed ane convention to be haldin schortlie within the samyn, and directed his lettres not onlie to sundrie our true leigis and subiectis, desyring them to convene therto ; but also declared traytoris, murthereris of our darrest father and vncle, and vtheris naughtie persones knowin, that to eschew impunitie of there wicked lyfe and libertie to doe ewill will adioyne with him in his treasonable doingis ; sua that altogether, he is bent to heip up mischeif vpon mischeif, eather without feare of God, or regard to vs his native prince and soverane lord. It is not neidfull to mak long discours of his bypast lyfe, being notorlie knowen to all men in what maner he hes behaved him self first and last to thame, whose service he did profes, and whome of he did reseave, althought vnworthelie, grit benefites, which made him to misknow him self. And seing it hes pleased the Almyghtie God of his gudnes to rander in our handis our castell of Dumbartane, be the diligent laboris and travelis tane be our saidis darrest gudschir and regent, whilk hes bene treasonable deteaned against vs this tyme past, we vnderstand be sindrie of the said captanes wrytingis, apprehendit within the same, what mischeif and truble he hes pretendit to doe in this afflicted cuntrie, and what hid treasone and traytorie hes bene devysed and conspired by him. Bot as God hes al-

reddie circumvenit, and made patent his wicked purposes (by expectatione of men), by randeriug our said castell in our handis as said is; sua we doubt not but the same God will continew to the glorie of his name, comfort of this poore cuntrie, and confounding of all our adversareis, and to effect that sic as is desyred, or that heirefter be persuadit and desyred be the said captane, to ioyne and assist with him in his treasonable inventiones sall pretend ignorance, but that they sall have sufficient wairiug to forbeir. Our will is heirfore, and we charge you straightlie, and comandis that incontinent thir our letters sene, ye pas to the mercat crose of all our burrowes of our realme, and vther places neidfull, and there be oppin proclamatione, in our name and authoritie, comand and charge all, and sundrie, our lieges and subiectis of what estate, qualitie, or degrie that ever they be off, that nane of thame tak vpon hand to rise, concurre, assist, or menteane the said captane, on ony of his purposes or devises, convene at his comand, be his letteris or vtherwayis, or ony of his adherentis, or of his factione vnder whatsumever cullor and pretence, vnder the paine of treassone: certefeing them that disobeyis, they salbe reput, haldin and esteemed, and demaynet as traytoris, and the proces of dovme of forfaltor salbe orderlie laid against them, conforme to the lawis of our realme and actis of parliament, as ye will answir to vs thervpon. The quhilk to doe, we comitt to you

1571
June

1571
June

our full power. Gewin vnder our signet, the last day of Apprile, 1571.

Kirkaldie against this proclamatiōe.

To all and sindrie noblemen, gentlemen, and vther lieges, owerthrough all Scotland: I Sir William Kirkaldie of Grange Knyght, captane of the castell of Edinburgh, makis manifest and declairis; that forsamikle as Mattheu erle of Lennox, having vnlauchfullie intruded him self in the regiment of this realme, hes laitlie caused publis sindrie letteris at dyvers borrowis of the same, full of calumneis and vntrew reportis against me, be persuasiōe of certane factiōed persones, enemeis to thair native countrie, and to all sic as tendis to the libertie therof; and in effect commanding and chargene on his pretendit maner all men, and speciallie my freindis, servantis, and men of weir whome I had conduit for the preservatiōe of the said castell, to abandon and leif me and my service; to the end, as cleirly may appeir that he myght the moir easelie betray and suppress the samen, therby to continew in his detestable tyranny to the vtter subversiōe of the esteatis, lawis, and libertie of this our native cuntrie; for what creweltie, reif, hearschipsis, oppressiōes, destructiōe of policie he and his factiōe hes vsit and done this tyme bygane, I leive to be iudged of your wisdomes, as nothing mair notorlie knowin. And albeit, I am provockit be his saidis let-

teris to mak plane demonstratiōne of all my proceed-
ingis in tyme past; and that for defence of my honor,
yit I will differ the same to a tyme mair convenient,
at what tyme I intend, God willing, to mak knawin
to the world my true and honest meaning, first to-
wardis my God and libertie of this realme; yit could
I not omit, in the mean tyme, to mak ane sumare
answir to sum mentionet in the samyn lettres, and
namelie whare he alledges that I have devysit cheif
treassone and conspiracie against this my native coun-
trie, as letteris of myne apprehendit in the castell of
Dumbartane beiris. I am assured, that never he, nor
na vther man, is able to lat sie sic letteris of myne;
for I am content to avowe all letters written be me
before the whole world, which salbe fund honest and
profitable for this my native countrie, and salbe at all
tymes, answerable to the lawis, at the comand of the
lauchfull magistrat, for ony treasone that can or may
be layed to my charge be him or ony of his adheren-
tis; for I have hasardit my lyfe for the defence of
Scotland when he was against it; and gif ony gen-
tleman vndefamed of my qualitie and degrie of his
facione, or pertening to him, will say the contrare
heirof, I ane true Scotisman will say he will speik vn-
truelie, and lies falslie in his throat, and denunces be
thir presentis to whatsumever will tak the said quer-
rell on hand, that I salbe reddie, according to the law

1571
June

1571
June

of armes. Forther accompt of my doingis, I will not give to the said erle of Lennox, wha hes vsurped regiment; I never did acknowledge him, nor yit intendis to doe, bot rather opposed my self fra the beginning, and ever sensyne to the same. How I have behaved my self in keping and vsing of the said castell without violence or iniurie; and how vpryghtlie I mean anent this realme and pacificatione of the present troubles, I call God to witnes, maist earnestlie, and all vther gentlemen within Edinburgh, and vtheris within the reich of this hous, requyring heirfore. all true gud subiectis, and them that truelie feiris God, without hipocrisie, as they tender the libertie and weil-fair of this there native countrie, to concurre and assist with me in keping and defending of the said hous against whatsumever persone sal happin to invade me, my freindis, or pertackeris, or the said castell, as I salbe reddie to menteane and defend everie one of thame, in caise they be invadit be ony vnlauchfull meanes, for that caus or for ony vther caus, vnder cullor of it: certefeand all sic as will not concurre with me in the cause and querrell foirsaid, that I will be thair vnfriend at my power, dischargene my self to thame be thir presentis; the which I thought gud to certifie all the gud subiectis of this realme. Protesting befor God and the world I meane nothing but to menteane the trew religione establissed within

this realme, and the comone weill and libertie of my cuntrie, without ony particularitie of my awin. So be it, xiii Aprilis, 1571.
 1571
 June

Heir followis a true copie of the mutuall band betuixt the castell and tovne of Edinburgh, contractit in the obedience of the kyngis maiestie, our soverane lord, publissed, that all men may the better persave how the laird of Grange, against his fayth, honour and promeis, is, and hes bene the instrument and occasione of the present vnquyetnes and bypast vastatione of the toun, to the suppressione of the exercise of Godis true religione, the hinderance of iustice, and policie, and calamitie of the whole comone wealth.

At Edinburgh, the viii of Maij, the yeir of God of 1568 yeiris. It is apointted, agreit, and finallie contracted and bundin vp betuix the Ryght Honorable Sir William Kirkaldie, of Grange, knyght, captane of the castell of Edinburgh, for him self, kin, freindis, servandis, assisteris, and partackeris, on that one part, and the Ryght Honorable Symon Preston, of Craigmillar, of that ilk, knyght, prowest of the brugh of Edinburgh, for him self, the baillies, counsall, and comunitie, and whole inhabitantes of the said brugh, on the vther part, in maner, forme, and effect, as efter folowes; that is to say, for sameikle, as it is not vnknawin to thame, how that the quene, our soverane, derrest mother, with certane of the nobilitie, hir as-

1571
June

sisteris, and pertackeris, seikis, be all meanes, force, and power they may, to depose our said soverane of his authoritie royall ; and, for mair haistie performing therof, are alreddie, convenit in armes for the invasiōne of our said maist vndouted soveranes regent, and governor, James, erle of Murray, etc. ; and all vtheris, his pertackeris, and assisteris, tounes, castellis, cities, and whole lieges of this realme, quhilkis will not obey and assist thame in thair vnnaturall and vngodlie proceedingis ; for eschewing whairof, fortificatione, menteaning, and defending of our said vndouted soverane, now in his tender age, and his regent fairsaid, the saidis captane, and prowest, for thame selvis, and takking the burding vpon them for the vtheris above written, according to thair bounden dewitie, and ryght of fidelitie gevin to thair most vndouted and native soverane for mentenanace of him and his authoritie royall, are bunden, oblist, and sworne be the fayth and trueth of thare bodies, lyk as be thir presentis, they bind, oblise, and swearis be thair great oathis, in all tymes cuming, to tak a full, true, and plane part together, for defence of our said soverane, his authoritie, and person royall, and eather of thame, with thair whole force, substance, and power, to fortifie, assist, and menteane vtheris, with thair bodies and gudis, and to concurre and pas together, at all tymes, and to all places neidfull, not onlie

1571
June

for the defence of the said castell, toun, liegis, habitatione, and substance therof, bot also for the mean-
teanance, ayde, and defence of our said soverane, his
authoritie royall, and regent foirsaidis, against all and
sindrie that sall pretend to invaid, molest, or persew,
thame, or ony of thame ; and to ayde and support
vtheris with whatsaever thingis necessar in thair pos-
sessionis, or salbe possible to thame to doe for the
defence of vtheris, as neid sall requyre. And forder,
that nather of thame sall heir, see, nor acknowledge
the dampnage, or hurt of vtheris, in thair personis,
landis, or gudis, bot sall incontinent vairne vtheris
therof, with all haist possible, lat, stop, and mak
impediment to the samin at there vtter powar ; and,
finallie, sall nowther contract, compone, tack ap-
pointment, or mak agrieance by vtheris, but sall,
with their whole poweris, fortifie, defend, and man-
tene vtheris in the caus aböve written, but feinyie or
dissimulatione, contrair, and against all that lives or
die may, that sall happin to pretend to truble or mo-
lest our said soverane, in his authoritie royall, his
said regent, assisteris and pertackeris, this toвне,
castell, lieges, and whole inhabitantis therof, for the
causes foirsaidis. In witness of the quhilk to thir present
lettres, and inventoris, and contract, subscriyvit with
our handis, our signet is affixt ; at the said burgh,
day and yeir, and place foir said, before thir witnesses,

1571
June

Sir William Maitland, of Lethingtoun, younger, knyght ; Mr James M^cGill, of Rankeilor nether clerk of Register ; Mr Archibald Dowglas, persone of that ilk, and David Forrest, generall *, with vtheris dyvers.

William Kirkaldie,
Craigmiller, knyght.

12

Tuysday, the xii of June, 1571, the castelis parliament begane, and the lordis came dovne vpon thair fute fra the castell to the tolbuith, to wit, the Duck, lordis Huntlie, Home, Maxwell, the bischop of Athenis, Lord Claud, Coldinghame, and the abbot of Kilwinning, with dyvers vtheris lairdis, as Pherniherst, etc. whair ane letter was presentit, be Garthlie from the quene (devysed in the castell of Edinburgh, as was iudged) to the lordis thair assembled, declairing how scho was compellit to demis hir autoritie for feare of hir lyfe, and how ewill scho was, and is intreated of her subiectis ; therfore desyred thame, as hir true faythful subiectis, to restore hir to hir former autoritie, seing thingis done be constraint and compulsione can not stand, &c. Whilk requiest, the lordis then present thought gude, and therfore made all the former proceedingis of the kingis coronatione null, and of none effect, which was voted so amonges thame ; bot my lord Somervell, that was

* General of the mint.

written for, being asked of his voit, ans writ, that he was a man of small iudgment, and therefore, he be-huffit to advyse, before he suld so rashlie pronounce to depose a crowned king, and so refused, for that tyme, whair of he tuik ane document.

1571
June

Within tuo horis and a half, or therby, whilk was about xii houris, they come furth of the tolbuith, ryding in order, first Pherniherst, nixt Lord Claud, then Coldinghame, after him Maxwell. Then followed the Honoris, me Lord Home bering the sword, Huntlie the ceptor, and the Duck thé crowne.

In parlimento S. D. N. R. *tento in pretorio, burgi Edinburgi xii die mensis, Junij, anno dui 1571.*

The quhilk day, anent the supplication gevin in to the esteatis of Parliament, quhair of the tenor followes. It is not vnknawin to the whole nobilitie and states of this realme, how the quenis maiestie, being by birth and lawes of the realme, your vndouted soverane princes, was a long tyme deteaned captive within the loch and fortalice of Lochlewin, during the which tyme of hir imprisonment, there was presentit to hir hienes, vpon the suddane, a lettre, conteaning a certane forme of dimissione of hir crowne, bearing also hir consent to renunce and owergiffe the same, with a comissione to certane persones specifeit theren, to receive the said renunceatione and dimission in fa-

1571
June

voris of hir maiesties derrest sone, and efter the receaving to plant, place, and inaugurate him in the kingdom, and with all ceremoneis requisite, to put the royall crowne vpon his head, etc. as at mair lenth is specifeit in the saidis letter of procuratione or dimission, whilk lettre scho was requyred, and with grit instance, preissed to subscriue; and, albeit, finding hir self suddanlie assaulted with a motione of so grit consequence, when, as scho was by strait guardis secludit from all intelligence of the most part of hir nobilitie and faythful counsalloris, scho at the first requyred sume delay and tyme, to be advysed vpon sa weghtie a caus; yet, it behoved hir to yeild to forces, whairvnto scho was not able to resist, for sic threateningis and fearful languages was vsed to hir, accompanied with a wehemencie and awfull countenance of them who had the charge to deall in the matter, that it appeired weill in what danger hir most noble personne stude, gif scho suld seame repugnant to there most vnresonable desyres; quhilk opinion was also confirmed in hir hart, be secreat aduertisment send to hir at that same tyme, be sic noble men and trusty persones wha were privie to the extremitie intendit against hir gif scho suld refuse, and yit were, according to there dewitie, cairfull for hir preservatione, be whome scho was advysed to mak na difficultie, as scho tenderit hir awin lyfe, and wald eschew present death.

1571
June

The same advise also was broght hir from Sir Nicolas Throgmortoun, knyght, being then in this realme, embassadore for the Quene of England, hir maiesties gude sister, being directed hither purposelie to comfort hir vpon hir said gude sisteris behalf, and to vse all gude offices possible for procuring of hir libertie, wha, (as is probable) be frequent conferences, and discoursing with hir principall adversaries had discypheret there wicket intentione. Quhen, as scho had a little mused with hir self vpon the dangeris imminent, and casting hir eye to viewe the place whair scho was for the tyme, being so small a compas of grund, environet on all partes with the barbare element, the watter, and therewithall considered, vnder whois rewle, keaping, and subiectione scho was, being persones lyk enough to put thair crewell mynasingis to executione, having had experience by some vther thair actiones, that they myght weill find in thair hart to sched blude, and how little reverence they bare to hir royall persone, it is na mervell that, being borne to impyre, and from hir cradle byrth broght vp in comanding, and sua not accustomed to obey, namelie, sic as God had constitute hir subiectis, finding hir esteat so suddanlie changed, and the order of nature invertit, that now scho most be rewlit be hir awin wassallis, being also destitute of all worldly

1571
June

comfort or hoip of relief, specialie being a woman, it is (I say) no mertwall gif hir hart was stricken with a suddane feare, yea, sic as myght fall in a constant man ; by which feare, hir maiestie was inducit to subscribe the said lettres, and vtheris, bering the establishment of a certane kynd of regiment during the minoritie of hir sone. Vpone how waik a ground the said dimission is foundit, may appeare be the narrative of itself, conteaning so vaine and frivole causes, as neidis little declaratione of the contrarie, ffor all that knowis, or has spokken with hir maiestie, can beir record that (praised be God) hir bodie, spreit, nor senses, are not sa febled and decayed, that scho was not able to discharge hir self of the office God had called hir vnto as sufficientlie as ony whom they desyrit to be placit in the rume. And ridiculous it had bene to lay vpon the shuldearis of ane infant in the credill, a burding quhilk hir back culd not beare ; beand knawin to be of sa grit pregnant wit, and quick ingyne, brought vp in the most frequent theatere of the world, continewallie exercised in the tread of princelie affairis, indewit with sic wisdom and vther naturall giftis for a prince, that hir most malicious enemeis come never to that impudencie, that they durst argue hir of insufficientcie to beare rewle. Whither the erle of Lennox back be able to carie the heave burding whilkis hir weak shuldearis culd not beir, lat

1571
June

the world iudge, specialie sic as are naturallie acquainted with his naturalitie, and hes gude prouif how gravellie he can discouris in materis of steat. Vpon this pretendit dismissione, subscrivit as said is, in the place of hir imprisonment, and extorted be iust feare of instant death, is grundit, and consequentlie followed the coronatione of hir derrest sone, and the name of his authoritie abused be a few personis, wha has clad them selfis with the coverture therof, the mair easilie to overthrowe the whole estate. It is not to be past ower with silence, in what maner the privie seale was appendit to that letter; how it violentlie, and be force, [was] reft out of the keperis handis, as may appeir be autentick documentis, sua as hir maiesties subscriptione was purchased be force, so was the seill extorted be force. It is also to be considerit what probabilitie thair is, that hir maiestie wald have, of hir awin motive, gewin ower hir croun to hir sone, being ane infant in the creddle, without provisone of hir awin estate, or reservatione of ony part; attoure, it is not to be neglected of what validitie a dismissione of the crowne myght have bene, albeit, na compulsione, nor feare had intervenit the same, beand a privat act, done without all solempnitie, specialie without consent and authoritie of the steatis of the realme, wha has speciale interes; in respect that, without thame, materis of les weicht can not be valiable by the lawes

1571
June

of the realme. For how myght the quene, without the authoritie of parliament analie the whole realme, when, by the law scho may not analie the leist tenement of land within the realme, anexit to the crowne, without the advyse and consent of parliament. Sa sone as it pleased God, of his mercie, miraculously to delyver hir maiesties persone furth of that thraldom, and that, by his provydenche scho escapit furth of Lochlewin, immediatelie efter hir cuming to Hamiltoun, in presence of hir nobilitie thair assembled, of whome a gude part had bene deceavit vnder culor of that surmased dimissione, scho gave her bodelie aith, that the same dimissione and renunceatione was not of hir awin free motive, bot, as said is, compellit; and that scho was thervnto inducit, be iust feare; and so made solempne revocatione be advyse of Mr Jhone Spens, of Condie, hir advocat*, as downe in prisone, and by dredour. It is therfore requyred, upon hir maiesties behalf, that ye, the nobilitie, and steatis, presentlie assembled in parliament, will examine the grund whairvpon the pretendit authoritie, vsurped be some vnder the name of hir sone, is foundit; and gif ye find it laid vpon the dimissione and renunceatione, for the reasones foirsaidis, and vtheris to be considerit be you, is not, nor never was valiable, nor can, be the

* Lord advocate : an office of great honour in Scotland.

1571
June

law of nature, God, or man, be susteained; that ye will decerne the same, with all that followit, or dependis thervpon to be, and have bene, null from the beginning, void, and of na force, nor effect, and so to be repute and hauldin heirafter; and so, consequentlie, the said coronatione, and the pretendit authoritie set on be hir derrest sone's name, to ceis, and have no forther effect during hir maiesties lyife; and the whole subiectis of this realme to acknowledge thair naturall band of allegiance to hir self, and to serve and obey hir maiestie in all tymes to come as there soverane, lyke as the said pretendit dimissione and procuraturie, with all that followed thervpon, had never bene devysit put in vse, nor yit had bene in *rerum natura*, according to iustice, and that ye will heirvpon mak ane act of parliament, and set out proclamation in forme as effeiris.

The lordis spirituall and temporall, and comissioners, presentlie assembled, being with the said supplicatione ryplie advysed, It is statute and ordeaned be the authoritie of the parliament foresaid, that the said pretendit dimissione, renunciation, and overgewing of the crowne, and, consequentlie, the coronatione of hir [maiesties] darrest sone, the regiment and vsurped authoritie thervpon depending, with all that followis thervpon, for the reasones specifit in the said supplicatione, and gude considerationes attour to the whoile

1571
June

esteatis, are, were, and from the beginning, hes bene null in the self, void, and of na force nor effect, and so are to be repute and haldin of na validitie in all tymes to cume, but to ceis, and to have no further effect during hir maiesties lyfe; and that the whole subiectis of the realme are bound to acknowledge thair naturall bond of allegiance to hir maiestie, as there onlie vndouted soverane, lyk as the same pretendit dimissione and coronatione, with all that followed thervpon, had never bene devysed, not yet had bene in *rerum natura*, the same, notwithstanding, according to the desyre of the said supplicatione, and that letteris be direct thervpon in forme as effeiris.

Attoure, it is statute and ordeaned, that no man tak vpon hand to alter, change, or innovat, or pervert, in ony sort, the forme, or religioun and administratione of the sacramentis, publiclie professit and establissed within this realme, and that the evangle sinceirlye preiched, may have cours, and be propagat without lett, hinderance, or impediment, to the honour of God, and comfort of his kirk; and that all superintendentis, ministeris, exhortaris, and reideris in publict prayeris and supplicationes, may pray in a decent forme, namelie, for the quenis maiestie, our soverane ladie, and hir derrest sonne, the prince, and for her hienes counsall, and whole bodie and states of this comone wealth.

Weddinsday, the xiii day of June, they made thair proclamatioun, declaring, in effect, the whole proceedingis of the quene, efter there maner, to mak it knowin to the pepill, how ewill scho was done vnto, be hir subiectis, and how iniustlie scho was deposed, &c. and therefore, they made null the kingis maiestie, and restored hir to hir former crowne. Also, in the same proclamatioun, was ane charge to all men, onlie to acknowledge hir as soverane, and none vther. Last, that all ministeris, superintendentis, &c. suld pray for hir in thair open setmondis, although it was not concludit in that parliament.

1571
June
13

This same day, the castell lordis sent to Mr Craig, desyryng him to caus the kirk to be assembled, and redd this letter vnto thame, sent from the lordis, wha convenit at 3 houris efter nyne. Efter the reiding of the letter, the bischop of Galloway, and Sir James Balfour come in, requyryng, in the same maner, in the lordis name wha had sent them to the kirk, that they wald pray for the quenis maiestie, thair soverane, and for the prince, hir sonne, whilk thinge the lordis besought them with all gentlenes and submissione to doe; bot, it was denyed of the whole brethrene, whairat the tuo messingeris wer not content, and discharged them to preich gif they wald not pray for the quene.

This same day, efter nune, Captane Culan, and

1571 Mr James Kirkaldie went to see burd with a vii^{xx} men,
June or therby, to wait for Captane Wemys [wha] was to come over with a band of men of war to the lord Mortoun, wha being aduertised of thair shipping, come to Leyth in the dawing, vpon thurisdaw, whair was gottin sum of the castell suddeartie, about 16 or 18. At the full sea, Captane Culane cuming to land was aduertised be one on schoir, and so escapit. The castell also schot to give them aduertisement.

This day, they tuik ane boit, whairin was 27 of Captane Wemys company, and *himself narrowlie escaped (being in ane creare) be gud saling. This thurisdaw, in the nyght, Culan, and his men landit at ane craig besydis Crawmont *, where they woot to thair waistis before they come to dry land, and so convoyed them selfis saiflie to the toun, notwithstanding of the lord of Mortones watche alongis the coast syde.

15 Fryday, the 15 day of June, the merchell, wha was come agane, and proposit certane articles, which (as was iudged) were devysed in the castell of Edinburgh : be the heid of wit, Lethingtoun, which are as followes :

* A village on the Forth, six or seven miles from Edinburgh. Some controversy has arisen, whether it was near this place that the earl of Bothwell seized Queen Mary. From the best authorities, it certainly was so ; but the question appears of very little importance.

Instructiones gewin in be the merchell of Berwick, in the quene of Englandis name. 1571
June

1. A desyre of sourceans of armes may be had on both sydes, so the same may be beneficiall to the kingis partie.

2. That the persone of the king be conteaned in saiftie; and the aduersarie pairtie sall not, be force, or ony vther meanis drawe him in thair hand.

3. That both parteis wil be content to send to hir maiestie sufficient personis, authorisit to treat for all materis in controversie, alsweill privat as publict, which the laird of Grange and Lethingtoun have be lettres alreddie offred to doe.

4. The laird of Lethingtoun and Grange, be there letteris, have alredie compleaned that you have spoyled the landis of Lethingtoun and his fatheris gudis, both, and of mony vtheris, and that now, be your leat parliament, Lethingtoun, and sindrie vtheris are forefalted, being concludit be the erle of Mortone and his colligis, at there departoure from hir maiestie, that in the parliament to be hauldin in May last, be him for the king, a chose suld be maid of sufficient personis to treat of the difficulteis betuixt the king and his mother; and that also it was then movit, that no vther thingis, as foirfaltoris of syndrie personis were then concludit, but of the chose of the commissionis we here no word, wharby the aduersare partie

1571
June

taketh grit aduantage, calumniating the regent and the erle of Mortoun, that they onlie ment by hauling of the same parliament to privat revendges.

5. By lettres from Grange and Lethingtoun, in name of the quenis partie, to remit all there materis both publict and privat vnto hir maiestie.

6. Thought the quenis maiestie had hitherto be persuasions stayed the cuming of force of men out of France, that scho can not find in honor ane reasons to procure ane stay of the quene of Scottis reve-neus growing in France, vpon hir dreurie, but that the same may be leafullie sent and disposed by hir to menteane hir awin part.

7. That, by mutuall accorde, all armes cease, saving in this sort, that the regent, for defence of his persone, may be permitted to have sum ressonable guard to tende vpon him; and that also the erle of Marre may have sum defence for the preservatione of the young king.

The merchell travelled to have thir heidis granted vnto, be thame of the kingis partie, but all in vaine: come foorth at after noune.

16

Setterday, the 16 day, both the parteis vpon the feildis. The merschell earnestlie laboured for ane abstinence; but they approcheing ilk ane nearer vther, he laboured that thair myght be no blood sched that day, which was not the lord of Mortonis mynd, be-

1571
June.

caus he had send away a band of his suddeartis to Dalkeyth, which maid the vther moir bauld ; yit, he promissed, gif they wald retein back, none of his suld persewe them. But, in the meane tyme, the castle-men brought foorth tuo peice of grit ordinance, and made them for battell, which the lord of Mortoun perceaving, and his cumpany wald be no longer put off be the merchell, who seing he culd doe no gude, departed out of the feild, and sua the pairteis ioyned ; bot the castle horsmen fled (who befoir wald not first retein for nothing the merchell could speik) and thair futemen, efter a litle recovnter, gave bakis lykwayis, and so all fled into the toun. There were sleane about 80 personis, or therby, and there were tane the Lord Home, and Kilwinning, wha died within an houre efter he come to Leyth, and vii or viii^{xx} of suddeartis with them ; tuo peice of ordinance were tane ; Captan Culan also tacken, who was fund in the Canogait, hid within a meit almerie.

Vpon our syde thair was but ane simple suddart slaine, and Captane Weymeis ewill schot (sa ferslie pursewing) at the Nidder bow, whair of he died within ten dayis after. Albeit, the castle saw this, God working against them, yet they askryve the same to chance rather then to Godis providence, who thus mercifullie wald call them to repentance, before his vtter weangence stryk with ony, which, no doubt,

1571
June

shall not faill, gif this obstinatlie they continew in there rebellione.

17 The Sunday being the 17 day, the bischop of Gal-
loway preichit in the toun of Edinburgh, in St [Geilis]
kirk. His sermont ye have hard before, at his enter-
ing in the toun, being the viii of June, 1571.

23 Setterday, the 23 of June, 1571, the lard of Drum-
langrike * was tane, who before was desyrit to ryde
hame for affairis betuixt him and the lord Hereis,
trysting to meit him at the same place whare the lard
of Wormestoun † had ane ambusch waiting for him,
and so tuke the said Drumlanerik, with thrie or foure
of his servantis, his sone escaping verie narrowlie, as
also did young Apilgirth ‡. When he was broght
within the castell, the captane said he was welcum,
and wald have propyned him drink, But he said he
wald neather eat nor drink till he knew the esteat of
his sone, and therfore called for paper and ink, and
caused ane to wryt on this maner, ‘ Willie, thou sall
‘ wit that I am heall and feare ; send me word ther-
‘ fore how thou art, whidder deid or livand : Gif
‘ thou be deid, I doutt not that freindis will lat me
‘ knowe the trueth ; and gif thou be weill, I desyre

* Douglas of Drumlanrig, now Duke of Queensberry.

† Sir David Spence of Wormeston.

‡ Jardine of Applegirth ; an old family in Dumfries-shire.

na mair ! which bill he schaw vnto the captane, and the rest that plesit to reid within the place and prayed thame that his boy myght be savelie convoyit foorth of thea partis with the letter vnto his sone. In the meantyme he quyetlie gave his purs vnto the boy, and bad him give it to his sone ; and so be that meanis saved his purse.

1571
June

This day, or a day before, Jhone Cockburnis schip come in out of Flanderis, wherin was thrie kistis of of kalliveris ; in ilk kist 30 or 24 [40] peices ; four or fyve last of poulder, with some money in firkinis. Whidder it apperteaned to the merchantis or not I refferre to them that knowis better then I.

At this tyme thair was ilk day pricking, some tane, hurt, and slane on both sydis.

Weddinsday, the 27 of June, young Drumlanrig, and Captane David Home, lying at the kirk of Libbertoun, waiting some folkis cuming in the toune, Pherniherst comes out of the toun to ryde hame, vnknewing to thame, whom they chased in to the toun agane, and Pherniherst verie narrowlie escapit himself ; and were not the hors was within the kirk sa that they culd not cum foorth heastelie, there had not a man escapit ; yit, as it was, they lowsit tuo of Drumlangrikis men, that were tane the day befoir, with the lard whome they purposed to have tane with thame.

27

1571
June
30

Setterday, the last of June, Jhone Chesome, came home in Jhone Downeis schip, wha landit his coffer at the Wemys, but after was tane be the diligence of Lord Lindsay *, and his kist, with all that was therin. The gold that was in it, I referre to the receaveris; but it was thought to be the thing the quene myght furneis of hir drewry of France. The schip also was tane whairin thair was a last of poulder, foure or fyve hundret hagbuttis, and culveringis, with sic furnising apperteaning therto.

July
3

On Tuysday, the 3 of Julij, 1571, Andro Lundie beand at dener with my maister, in a place of the lard of Abbotthalls, called Falsyde, openlie affirmet for treuth, that when the quene was lying in ieasing of the king, the Ladie Athole, lying thair lykwayis, bayth within the castell of Edinburgh, that he come thair for sum busines, and called for the Ladie Reirres, whome he fand in hir chalmer, lying bedfast, and he asking hir of hir disease, scho ans writ that scho was never so trubled with no barne that ever scho bair, ffor the Ladie Athole had cassin all the pyne of hir child-birth vpon hir †.

* Lord Lindsay, one of the regent's adherents. He formerly made a conspicuous figure in the resignation of Mary's crown to her son.

† At this period an opinion was generally prevalent, that the Countess of Athole possessed the powers of incantation. Several

What was done betuixt the captane of the castle of Edinburgh and the laird of Garleis, wha offerit to fecht with the captane, that he was ane manifest traitor, I referre to the cartellis that passit betuixt them, be the which everie man may iudge whidder Grange be sic ane or not, as is said befor the xii of June, 1571. July

On Weddinsday the 4 of Julij thair come in ane Frénche schip, with mony hagbuttis, and culveringis, and corslatis, with some money which the regentis folk gat. It was he that was tane before in Dumbartane, called Monsr Virak. Ther was mekle salpeter, and mony wrytingis, &c. Drumwhassel, vnknowing of the regent, and the counsall, tuke out, of the corslatis, and of the hagbuttis, and of the best of the calleveris, to the number of ane hunder of ilk ane, with sum of the salpeter, and send it to Stirveling; but the captanis folkis getting knowledge therof, went to the Queinis ferrie, and gat ane boit, and careit so mony of the corslatis as calliveris with them as they culd carie; the rest they cast ouer into the sea; this we see cumes of covetusnes.

allusions to it will be found in different works. It is probable that the countess here meant was Elizabeth, sister to the earl of Huntly. The earl of Athole, after her death, the particular time of which does not appear, married a daughter of Malcolm, Lord Fleming, and died 1579.

1571
July
7

Setterday, the 7 of July, the induelleris of Edinburgh, sic as remaned in the toun, come furth with thair new baillies, &c. about 3 or 4 hundert men, with tuo ensigneis, Patrik Thomsone bering one, and ane tailyeor, called Dewar, ane vther, which they of Leyth seing, come foorth also ; bot the vtheris schortlie reteired in agane. The captane schot thrie schot or foure of canone, whidder for blythnes of the tounis furth cuming or not, I can not tell. Also ane duble falcon being vpon the stiple heid, which the suddartis had baptised Knox, being schot the same tyme at the men that come furth of Leyth, brak in peices, and slew tua that was besyde, and hurt vtheris. This they gat for thair mocking of Godis servantis.

10

Tuysday, the tent of July, the men of weir of the toun come furth about Moutrayis, on the hill, with hors and fute men ; at which tyme the duelleris in the tovene of Edinburgh come out at the neather bow to the abbay, purposing, gif they myght, to have cutted them of : but the souldeartis vnder captane Michallis charge, with thair captane, met them half geat, and chased them in agane.

Fryday, the 13 day, in the nyght, they come furth of Edinburgh, at the neather bow, to assalyie the abbay, which, perceavit be thair sentrallis, schew the captane, wha forbad his to schute while they were verie neir, that they myght be sure to hit : and conti-

1371
July

newed togidder with grit schoting on both sydis a long tyme ; so that they that were duelleris in the canon-gait, were feared that they suld have gottin the abbay. Bot there trawell was in vaine, and so thair paines also : ffor ane of Captane Mitchallis suddartis devysit to open ane litle yeat or wicket, which they made at the grit vtter port of the abbay, to train thame in vnto the clos, and so to inclose them ; which wickit Captane Bruce's page perceaving to be open, cryes, ' they ' are all fled, the wicket is open ; ' whare they enterit ; but they of the abbay vaiting, slew tuo or thrie at the entrance, and hurt sundrie, so that they were compellit to tak the flyght, and so pat them in agane at the bow.

This same day, or elis this nyght, the lordis sent to Captane Michale ane copie of sumondis, with thair names that were sumoned to the parliament, desyring him, be sum meanis, to have conveyit it to the toune. This same nyght, efter this fact, the said captane caused his awin page gea with the letteris to the port, as thocht he had come fra Pherniherst, and cryed at the wallis vpon a boy of the said lairdis, wha was come with wrytingis, to whome they opened the portis, thinking the boy wold have entered ; but he givand the letteris to the first he gat, ran bak agane, calling thame traytoris, and schawing that it was the copie of

1371 the sumondis, which they suld give to the lordis;
 July and in ane anger, they come furth of the port to
 overtake the boy: bot Captane Mitchaell having a
 certane appointed, dang them in agane; and so held
 them waikand all that nyght on this maner; so that
 at 5 horis in the morning, on the morne, the said
 captane, with ane clerk, proclaimed the saidis lettres
 at the crose of the cannogait, in thair dispyte, having
 certane hagbutteris lyand above, betuixt and the bow.

17 The 17 day captane Culan was beheadit, wha be-
 fore was tane out of the amerie*.

The same day the lord Lindsay, or the day preceed-
 ing, was lett at libertie vpon a sowme of money.

The day after the execution of Culan, Robert
 Cunnyngname, Jhone Hairat, Mungo Fairlie, who
 was baillie, and Thomas Broun, burges of Edinburgh,
 were apprehendit, and put on ane panall with ane
 Douglas, who come in to Edinburgh with tua laid of
 wheit, whome they condempned for the slaughter of
 a man that he had done 9 or 10 yeiris past, but he
 was not executed. The vther foure ware accused
 for the bringing of the Englismen in Scotland, and
 for the burning of Hamiltoun that same tyme, for the

* This captain Cullen is said to have been a relation of the earl
 of Huntly; and on that account was probably treated with more
 rigour.

hanging of the suldartis at Brichen, and for beseidgene of the toвне at the parliament. Thrie come in will, but Robert Cunnynghame would not ; and therefore was condempnit be ane assyse of Liddisdail men for the most part *.

1571
July

About this tyme ane pursevant being sent from the new erected aucturity in Edinburgh, to proclame the same in Jedburgh, was sufferit to reid his letteris till it come to this poynt, ' that the lordis assembled in ' Edinburgh had fund all thingis done, and proceed- ' it against the quene null, and that all men suld obey ' hir only.' When I say he had redd this farre, the prowtest called caused the pursevant cum down of the croce, and causit him eat his letteris : and therefter lowsit dovne his poyntis, and gave him his vages vpon his bare buttockis with a brydle, thretning him, that gif ever he cum agane he suld lose his lyfe. Whairat Pherniherst being not a lytle displeased, boasted the whole tovn, wha gave him defyance.

On Sunday the 22 day at efter none, they come out of the toun both on hors and fute, whair thair

* In the course of this work many trials and executions appear, of which no evidence remains in the criminal records of Scotland. These are defective indeed ; but in several instances it is likely, that forfeiture in parliament, though the accused was not heard in defence, was considered a sufficient warrant for execution whenever the criminal could be apprehended.

1571
July

was grit skirmissing on the Gallowley. They were chased to the toun, bot no slaughter. As they were about the Gallowlie, ane cumis towardis the castell, crying, 'schute hiear, schut hiear, ye schut your 'awin men,' of whome they slew one.

24

The 24 day of July, Mr Cassa *, the vnder merchall of Berwick come to Leyth. Na comfort be him to menteane the caus. A desyre of abstinence from armes without libertie to Edinburgh, to suspend the parliament for all vther causes, saving to name comissionaris on both sydis, to meit Englis comissionaris at Berwick about the 5 or 6 of August, to treat alsweill of the controversie of the crowne as vtherwayis.

25

The 25 of July ane grit canone, and ane gros culvering was tane out of the castell, down to the blackfreir wynd, to schut at the Abbay, as they did the samyn day abovt a 15 or 16 schot; but within thrie or foure dayis they war carryit agane to the castell for fear of tacking.

August
2

Thurisday the secund of August, after they come foorth of Edinburgh, they were chased in agane: the horsmen war chased about the castell till S^t Cuthbert kirk, and the fute men in at Leyth wynd, where tuo of the regentis suldeartis were tane of thame of Edinburgh, as they were breking vp doores for to spoile.

* Mr Cais.

On the morne, thair was ane skyrmis, and mony 1571
August
 straikis gewin on both sydis, betuixt the horsmen.
 But at lenth the castle men were chased athort Hak-
 kerstone's croft and till S^t Cuthbertis kirk, whare was
 ane band of hagbutteris for there relief. Bot yit there
 were taken ten or twelve horsmen. The principalis
 that were taken, Garthlie, Mr Jhone Guordoun, Ro-
 bert Bruce, sone to the laird of Arthe : ane of Car-
 nekes, called Ramsay : sindrie hors both hurt and
 slane. All the tyme of thir skirmishis, the castell ne-
 ver ceases the ringing of hir canones, which hes done
 no harme to ony of the kingis folk, albeit there bul-
 latis wald licht amonges the myddis of the cumpaneis :
 whairin we see the grit work of God.

The sext of August, Monsieur Viret, the French 6
 man, who befor was tane come to S^t Androis to be
 wairdit or remane.

The Generall Assemblie of the kirk, held in Stirve-
 ling the fyft of this moneth ; but the most part of the
 affairis therof were continewd to the parliament,
 whilk also was continewd till the 25 of this moneth
 to be in Stirveling.

Thurisdai the 9 of August, 1571, there suld have 9
 bene a fyght betwene Apilgyrth and Wormeston, 25
 on the syde : bot Wormeston refused to fyght in thair
 actione, bot requyred gif Apilgyrth had ony actione
 against him, and so it stayed.

1571
August
13

Fryday the x day, Apilgyrth was taken.

On Monunday the 13 day, iiii or v^{xx} of men of Edinburgh were forfaited be the castell.

18 Setterday the 18 of August, the rectore of S^t Androis, called Mr Jhone Douglas, was made bischope of S^t Androis.

23 Thurisday the 23 of August, the lord Lyndsay was chosen lievtenant in Leyth, till the regentis retorne fra the parliament.

26 Setterday 26 of August, Coldingknowis with the horsmen convoyed 30 hagbutteris to Jedburgh.

28 Tuysday the 28 day Monsieur Virack, wha was left in S^t Androis vpon his awin promeis, and ayth was tane from thence be the lard of Wormistoun, with Robert Balfoure, and tuo brether of the laird of Clatteis, to the number of a 20 hors, whair of 6 or 8 came about this toun, and reseaved the said Virak, who went out with ane hauke or meryellone, as thocht he had been going to hauke. Some of thir horsmen went to the Strudder, whair they tuke 3 fair gealdings of the lord Lyndsayis, and wer in the laird of Clatties place all nyght with the said hors, whairfore it is thocht that his brether were the tackaris of thame.

This same Tuysday the 28 of August, 1571, was the first day of the parliament in Stirveling, where the kingis grace in proper persone was put, and spak thir wordis with his awin mouth: ‘ Me lordis, and

‘ ye vther true subiectis, we are conveinit heir as I
 ‘ vnderstand to minister iustice ; and becaus my eage
 ‘ will not suffer me to exerce my charge my self, be
 ‘ reasons of my youth, I have gewin power to my
 ‘ gudschir as regent and tutor to me, and you to as-
 ‘ sist him therin, as ye will answir to God and me
 ‘ heirefter.’

1571
 August

They of the castell of Edinburgh lykwayis appoint-
 ed there parliament about this same tyme, and made
 there forefaltoris as they pleasit, both vpon lordis,
 lardis, gentlemen and burgesses, a grit number.

About this tyme, the 27 of August, the lordis with-
 in the town sent a letter to William Harlaw, minister,
 the tenour whair of followis :

My lordis, lieutenants, and lordis of secreit coun-
 sall, ordanis ane meassour or vther officiare of armes,
 to pas and charge William Harlaw, minister, at S^t
 Cuthbertis kirk, to pray for the quenis maiestie, our
 soverane ladie, in all and sindrie, his sermondis and
 prayeris, after the forme and tenour of the Act of
 Parliament made theranent, with certificatione to him
 and he contravene the samin, he sall incur the paines
 conteaned therintill, and be puneist with all rigor.
 James Hamiltoun, Huntly.

Vpon this same day, the horsmen of Edinburgh, to
 the number of 200 horsmen or therby, and about a
 hundret futmen hagbutteris, went to the lord Lynd-

1571 sayis place the Byiris, and took all his cattell, about
 August iiij^{xx} quye and oxin, with some pure menis hors and
 vther beastis, which were broght in to the towne of
 Edinburgh, at the which tyme, or elis within fowre or
 fyve dayis efter, they went agane purposing to de-
 molis the said place : but it being provydit with sum
 hagbutteris, as they approched, sum left thair car-
 caseis behind, and vtheris were tane, whairby that in-
 terpryse come not to pas.

30 Thurisday the penult of August, about tuo or thrie
 after nvne, they of Edinburgh cvme furth hors and
 fute, having vii or viii^{xx} of horsmen ; and they of
 Leyth also sorted, and efter some skirmissing, there
 were but small skayth on eather syde ; but the towne
 men were put be force in to Edinburgh. They of
 Leyth hioing for no further for that nyght reteired ;
 and as they were at the entering in of Leyth, they
 come all furth agane out of Edinburgh, being incorag-
 ed be a new fresh cumpany, who were ewin then come
 within Pherniherst and Balcleugh, to the number of
 viii^{xx} hors or therby, wha come dovne vpon them of
 Leyth for thair new entres. After consultatione, the
 lord Lyndsay, with the advise of the captanis, put
 thame selvis in order, and the suddeartis (after their
 flaskis wer filled with poulder, which a litle befor
 they had all spendit) went forwart with thair hors-
 men (wha were but a 45), and after thair speirmen,

1571
August

whair they met at the calsay, and skirmished till the poulder of the suldertis was spent, and after ioynt the tuo battellis whair thair was no litle fight, till at last God causit [thame of] Edinburgh turne bakis, and sua were chased in at the portis. And tuo ensenyeis of Leyth come to the neather bow, whair captane Lambie was almost tane, and releivit be William Harlaw: also the tutor of Pitcurre, who is coronare, was tane at the port vpon horsback, thinking that his awin cumpaneis were following, who being so veirrie and also so dyrk nyght, myght not see, for it was weill half howre to nyne befor they had endit thair chase. Thare were tane of Edinburgh, about iij or iiij^{xx} suldartis, and ane dosone of horsmen or gentlemen, and sua the tounis men were halelie come furth, and a great mony slaine. Some alledges that Sir James Balfour also was tane, but I hard no word of it of suretie, therfor I omit it. One Storie, the ranckest theif in Annerdaill, was tacken and thrie with him, who confessit that he had tane ane load of butter and ane of cheis fra a pure man not tuo houris before. The same Storie confessit that about 8 dayis befor, he tuke at the hous of the mvre or thairabout, ane hors, of a pure man, wha defending him self and his hors he slew: and being persewed and followed be ane vther young man, he so trayned the young man be fair wordis, saying, that gif the hors were a pure manis,

1571 that he wuld rander him agane, and so causit him
August cum into ane hous, whome after he tuik, and cariet
him to the castell of Edinburgh, whare he layis in
ironis. This I write, that men may know what ane
hous that is now become, to wit, ane resett of all mis-
cheif, reif, and spoile.

*The gentlemen barronis and vther protestantis within
this realme, to the regentis grace, wishis to him
and his honorable counsall all felicitie, with the
spreit of ryghteous iudgment.*

We doubt not but your grace and honorable coun-
sall, has found and findis fault with us, that we have
bene absent fra the kingis service in our owin per-
sones, at thir appointit quarteris at Leith, whair in-
till our awin conscience vald accuse vs, onles we had
a sufficient defence afoir God and man: which is,
that we dare not ioyne our selvis in hasarde with the
professed enemeis of Christis Evangle. We call not
onlie such as by oppin hostilitie makis warre against
the frie preaching of the same, (as now a dayis the
traytoris that occupie the castle and towne of Edin-
burgh), but enemeis to Christ Jesus, we call all such
as directlie or indirectlie goe about to deface the mi-
nistrie of his blissed evangle; of which cryme, in our
conscience, we neather can nor dare excuse your go-
vernment, nor yet your counsall; for what can be a

more reddie way to banis Christ Jesus from vs, and from our posteritie, nor to fameis the ministeris present, and tyranicallie so to impyre above the pure flock, that the kirk sal be compellit to admitt dvme dogis to the office, dignitie, and rentis appointed for sustentatione of prieding pastors, and for vther godlie vses, in which cryme the whole world may see your government, and the nobilitie ioyned with you and with the kingis service sa drowned, that such as luke not for a sudden plague (vnles speadie repentance prevent Godis iudgment), are moir nor blind. For as touching the conditione of our ministeris present, it is moir miserable nor the conditione of a beggare, for beggaris have fredome without reprove to begg ower all. But our pure ministeris, bound to their charge, are compelled to keip their hous, and with dolorous heartis, sie ther wyves, childrene, and familie, starve for hunger; and that, becaus your government and greedie wasteris violentlie reaves and inustlie consumes, that which iust law and gud order has appointed for thair sustentatione, to wit, the thriddis of benefices, which are now so abused, that God can not long delay to powre furth his iust vengeance for this proud contempt of his servantis, whair of we crave hastie and suddan redres. The secund caus that moves vs, that neather we can ioyne with your government, nor yet with your counsall, is, that we sie sic a cor-

1571
August

1571
May

ruptione begvne and appearing to procéid, that unles it be stayed be tyme, we sall give iust occasiōe to our posteritie to curs our negligence and silence; yea to curs our barbarous creweltie committed against them: for what sall our childrene iudge of us; whom God has illuminat miraculously, vnder whose feet he has tred down Sathan, with idolatrie and the menteaneris of the same, and has granted to us such lycht and libertie of his blissed evangell, as never realme nor natione received the gritter, yea not the lyke, since the days of the Apostles of Jesus Christ; gif we (we say,) to whom God has schawin such graces and benefites, sall eather envye thame to our children, or yit suffer thame to be suppresit in our default, can we eather be excused of rebellione against God, or yet be absolved of cruell murthering of our awin childrene. God commandis, that the fatheris teach the true feare of God to their childrene and posteritie, and nature craves that we have ane speciale care of thair temporall and eternall saluatiōe; our selvis we know mortall and suddanlie tending to the grave, and so unable to remane to schaw to our childrene the wonderous workis of our God in our dayis: and your government and the nobilitie (fightand with you against traytoris we grant), goe about to cut off from our posteritie, the fontane of leving wateris, the true and frie preiching of the blissed Evangle of Jesus Christ; for, whillis that Erles

and Lordis becumis bishopsis, and abbotis gentlemen :
 courteoris, babes, and persones vnable to guyde them
 selvis, are promoted be you to sic benefices as requyre
 learned preachoris ; when sic enormiteis are fostered
 we say, what a face of a kirk sall we look for or it
 be lang within this realme. We, without boasting of
 our selvis, man speik the trueth befor God, your go-
 vernment, and the whole world, which is, from the
 begining of this actione we have servit without sute of
 vther reward, than to have the pure kirk of Christ
 Jesus set at fredome, and so to remane to our poste-
 ritie ; whair of perceaving our selvis to be vterlie disa-
 poynted, we dar not promise service as heretofore we
 have done ; for we are not ignorant of the mutuall
 contract that God hes placed betwixt the supreme
 powar and the subiectis. Beseikand therefore your
 grace and counsall to have sic respect to the foir-
 saidis enormiteis, that iust occasione be not offered to
 ys and vtheris to be moir cauld in the kingis majesteis
 service, than heirtofoir we have bene. And your
 graces answer maist humblie we beseik.

1571
August

Ane vther Letter, written to the Generall Assemblie.

Belovit brethrene, thinke it not strange although
 we frequent not your assemblies, publict or particu-
 lare, as heirtofoir we have done, sae lang as on ap-
 perence rested, that be you and your faythfull laboris,

1571
August

wice suld be brydled, vertue menteanet and promoted, we never irked for ony panes. But perceaving corruptione so fast to grow (which to your selves is not hid) we have rather chosen in secreit to mvrne, and absent our selves fra all conventiones, then to be present with you, whair neather our voite can stay the corrupt affectiones of men to tak place, nor can our counsall further ony gud actione, but rather we have espyed that our presente with you in sum assemblies (especiallie in this last haldin at Stirveling) hes bene a patrociny to cloak the impietie of sic as never meaning weill to the kirk, in the end sall destroy it, and the fredome of the same; and therefore, gif ye find fault with our absence in times to cum, blame your selvis, that banis from you theis men that most earnestlie have desyred, and yit desyre, your prosperitie in God.

And so at this parliament, becaus the petitiones of the kirk were contempned, and the ministeris called proud knavis, with other iniurious wordis, be the lordis, for suteting of thair libertie, yit the povre regent approvit their petitionis, and acknowledged thame to be most ressonable, and was willing to further the same; but the lordis, Mortoun in speciale who rewled all, said he suld lay thair pryde, and put ordour to thame, with mony other iniurious wordis,

The superintendent of Fyfe inhibited the rector of St Androis to voit as ane of the kirk, till he suld be admitted be the kirk, under the paine of excommunicatione : Mortoun comandit him to voit (as bischope of St Androis) vnder the paine of treassone.

1571
August

Certain articles were sent from England to the lordis, to send sum comissioneris to Berwick to treat vpon them.

The fourt of September they of Edinburgh, horsmen and futmen (and, as was reported, the most part of Clidisdaill that perteanit to the Hamiltonis), come to Stirveling the number of iij or iiij^c men on hors back, guydit be ane George Bell. Thair hagbutteris, being all horsed, enterit in Stirveling be fyve houris in the morning (whair thair was never one to mak watche) crying this slogane, *God and the Quene ; ane Hamiltoune ; think on the bischop of St Androis ; all is oures* : And so a certaine come to everie grit manis ludgene, and apprehendit the lordis Mortoun and Glencarne ; but Mortounis hous they set on fyre, wha randerit him to the laird of Balcleugh. Wormestoun being appointed to the regentis house, desyred him to cum furth, which he had no will to doe, yet be the persuasione of Garleis and vtheris with him, thought it best to come in will, nor to byde the extremitie, becaus they supposed there was no resistance ; and swa the regent come furth, and was ran-

Sept.
4

1571
Sept.

dered to Wormestoun, vnder promeis to save his lyfe. Captane Crawford being in the town, gat sum men out of the castell, and other gentlemen being in the town, come as they myght best to the geat, chased them out of the toun. The regent was schot by ane Captane Cader, wha confessed that he did it at comande of George Bell, wha was comandit so to doe be the Lord Huntlie and Claud Hamiltoun. Some sayis that Wormistoun was schot be the same schot that slew the regent, but alwayis he was slane, notwithstanding the regent cryed to save him; but it culd not be, the furie was so grit of the persewaris who following so fast. The lord of Mortoun said to Balcleuch, I sall save you as ye savit me, and so he was tane. Garleys and sindrie vtheris were slane at the port in the persute of thame. Thair were ten or twelve gentlemen slane of the kingis folk, and als mony of theris or mea, as was said, and a dosene or xvi tane. Twa especiall servandis of the Lord Argyles were slane also. This Cader that schot the regent was once turned bak off the tovne, and was send agane (as is said) be the Lord Huntlie to cause Wormistoun retire, but before he come agane he was dispatched, and had gottin deides woundis.

The regent being schot, as said is, was brought to the castell, whair he callit for ane phisitione, one for his soul, ane vther for his bodie. But all hope of lyfe

was past, for he was schot in his entrealles. And sua, after sum thingis spockin to the lordis, which I know not, he departed in the feare of God, and made a blissed end : whilk the rest of the lordis that thought thame selvis hiest, and lyttle regardit him, sall not mak so blissed ane end, unles they mend their maneris.

1571
Sept.

Upon Tuysday, the first day of the parliament, the king sitting in his chaire of honor, and his rob royall upon him, luiking up above his head, and seing ane hole in the tolbuith, said, “ there is ane hole in this parliament,” whilk alace was ower sune verefeit in the end.

Upon Sonday before this tumult, Mr Jhone Rowe preiched, wha in plane pulpet pronounced to the lordis, for thair covetusnes, and becaus they wold not grant the iust petitiones of the kirk, Godis heastie vengeance to fall upon them ; and said, morover, ‘ I cair not, my lordis, your displeasour ; for I speik my conscience befoir God, wha will not suffer sic wickitnes and contempt vnpunished.’ But he was called a realer and vther iniurious wordis ; whilk never man wald think that sic speaches suld proceed out of the mouthes of them, that had anes professed Christis Evangle : bot how God wrought vpon the Tuysday after, ye have hard. When God takkis away the grene treis, let the widdered bewar.

1571
Sept.

Within ten dayis after, the lordis went and chosed ane new regent ; and there was put in leitis, Argyle, Mortoun, and the lord of Marre ; wha be moniest voitis was chosen regent, and so continewed the parliament.

The names of theis that were forfealted the penult of August, 1571 :

James Duck,
George erle Huntlie,
Adam Gordoun,
Sir William Kirkaldie of Grange, knyght,
Sir James Balfour,
Gilbert and Robert Balfoure,
Robert Melvin of Curry,
David and Andro Melving,
David Seatoun of Parbrothe,
Alexander Creichton of Drylay,
Thomas Ker of Phernihirst,
Jhone Hamiltoun, comendator of Arbroth,
Jhone Hamiltoun of Kilbowie,
The bischop of Dunkell,
Abirdene, Murray, and Galloway, bischopis,
James Borthuik, son to Michael Borthuik,
James Bothuik of Colila,
George Barklay of that ilk,
Jhone Cranstoun of Morstoun,
William Baillie of Carmistoun,

David Spens of Wormistoun,
Jhone Maitland of Achingassil, younger,
Jhone Hamiltounne of Priestfeld,
Thomas Ker of Kavert,
Mr Alexander Hamiltoun, vicar of Kilburnye,
Harbart Maxwell, burges of Edinburgh,
Mr Jhone Moscrop and his son Patrick,
Robert Gurlay, the duckis servant *.

1571
Sept.

On Friday the last of August, 1571, efter the forfaltour, come in to the parliament the lordis Argyle, Cassilis, Montgumrie, Boyde, and sheref of Ayre, ytheris sindrie lairdis of thair retinewe. Upon this day the kirk gave in thair articles, the effect whair of were, that all benefices suld be gewin to qualifeit personis, which qualificatioun suld be tryed be the kirke; 2. that it suld [not] be lesome to sett in few gleibis and mansses, but that they suld be disponit and occupeit be them that preiches the word; 3. that incest and vther grivous crymes suld be punised.

* This sentence by parliament was followed by forfeiture of the whole property of the individual, which was generally transferred to some person of power or interest. Thus the earl of Morton obtained the escheat, as it is called, of the bishop of Dunkeld, the lands of Grange, 4000 merks of Lord Fleming's property; Lord Lyndsay the confiscation of Secretary Maitland and Spence of Wormeston; Lord Semple that of the archbishop of St Andrews; and in the same way with others. These things had a strong tendency to preserve the mutual animosities which then prevailed.

1571
Sept.

The next Sunday, beand the 2 of September, Mr Jhone Row preiched (as is said), and was opprobriously vsed, and called ane rayler, a seditious knaif; and the rest of the ministeris, for true dealing in the kirkis affairis, were baptised with the lyk or wors names.

- 4 Upon Tuysday the 4 of September, Godis hand struik, as said is, the sillie regent slane, beand schot be ane called Cader, captan of ensignie to the Hamiltonis band, be comand gewin befoir so to doe, be the lord Huntlie and Claud Hamiltoun, whilk he confessed befoir he was put to death, bot still denyed that he schot the regent, till a smyth proved it in his face, and then he confessit it.

Two or thrie dayis after the regentis slaughter, the lordis present for the time in Styrveling elected the lord of Mar to be regent, who being in leittis with Argyle and Mortoun, be pluralitie of voitis was elected regent.

- 7 The 7 of September, and the last day of the parliament (which the lordis endit furth, notwithstanding the regentis death), the king in proper persone come to the tolbuith, and be the touching of the scepter did ratifie all thingis done befoir.

- 8 Upon Satturday the 8 of September, Peter Donaldsone, a suldeart and man of Edinburgh, was hanged

in Leyth, wha had conspired to betray the toun, and was tane as he was going to Edinburgh. 1571 Sept.

The 10 day my lord of Mar, being now made regent, come to Leyth, to put order to the affairis thair (whair the lord of Mortoun was proclaimed cheif lieutenant), and returned agane to Stirveling the 15 day. 10

The xi day Captane of Haliburtoun suld have been executed in Edinburgh, had it not bene that the lord Lyndsay (who getting knowledge therof be ane letter sent to Jhone Brand, minister) tuik the prowest of St Androis, and the laird of Munwhanye, who befoir had bene sumoned to Leith, for being absent fra the readis; and, as God provydit, come the nyght befoir that the said Haliburtoun suld have suffered. 11

The copie of the bill sent to Jhone Brand, minister.

Brother, after my comendationes in the Lord Jêsus, this is to let you wit; that I am delyvered this day in the lord of Huntleis handis, and the mornie I traist sum scharpnes salbe vsed towardis me; therefore I pray you, in the name of the Lord, that ye wilbe heir the morning, that I may have sum spirituall comfort, before God sall call me to his merceis out of this transitorie lyfe. Referring the rest to your cuming, I remitt you to God. At Edinburgh the 10 of September, 1571, thus subscriyvit,

James Haliburtoun.

1571
Sept.

About this tyme word cumes to the regent and lordis, being in Leyth, that the duck of Northfolkis secretarie was tacking at New Castle cuming to the castle of Edinburgh with a 25000 crounes, be whome the conspiracie against the quene of England was revealed ; vpon the which the said duck was put agane in the toure of London, and our quene moir straitlie kepit. It is spoken, that the duck has ane vilat * that the castle of Edinburgh suld have bene put in French menis handis, or to be keped to their behove, in pledge whairof the said duckis sone suld have gone to France, as is thought, yet is a gatewardis gif he be not there alreddie ; for the whilk the Frenchis suld furneis them of Edinburgh of money ; and for this purpose Mr Virak come in Scotland, and takis monie fra sum merchantis heir, to be payit beyonde the sea. God confound the devyses of the wicked.

Efter the meting of the parliament, proclamations wer made through the realme to cum to Leyth with fourtie dayis victuall, to seige the toun of Edinburgh ; whilk knawin to the tovne, they spoyled the cuntrie about, and brought in sum cattell they culd get about the toun : this they did upon Sunday the 23 of September.

Tuysday the 18 of September, George Auchinleck

* This is unintelligible. Can it be an error for *revelat*.

come to Kinghorne, and went aburde on Williame Sibbatis shipp, whair thair was the young laird of Trabrowne, and ane vther called Borthick, sone to Michael Borthuik, that is forfaitit, who were bound to France ; but he tuik thame and thair wrytingis also. The said Sibbat suld have bene puneist for fals hard heides.

1571
Sept.

The nobilitie and esteatis of this realme of Scotland, presentlie convenit in parliament at Striveling, in the feir of God and the lauchfull obedience of the king our soverane lord, to all persons now remaining in the burgh and castell of Edinburgh, the vii of September, 1571.

Albeit we might lay furth before your eyes particularie, how evill ye have deservit of the comone wealthe of this your native countrie, whairin ye were borne, in that ye have been verie instrumentis and occasione bayth of your awin truble and punishment, and also of the grit calamitie of your whole countrie and pure people thereof hes and daylie dois sustene through this vnnaturall and civile discorde ; yet, not meaning to irritate you be repetitione of thingis vnpleasand, whilk to our greif are over mony, and whairof we doubt not your awin conscience accuses you, bot rather intending be geving you this holosome admonitione, to discharge vs first to God and men before the world, that we have socht you to be wyn,

1571
Sept.

whair throw in case be your awin obstinat wilfulness, ye taist the vtermost of the plague and punishment, it may be ryghtlie adiudged to be in your awin defalt. This consideratione hes movit vs to this letter, to requyre you to consider your selfis in comone and everie one in particular, the grund and circumstance of the caus and quarrel that ye pretend, your awin present conditione, with whom it is ye contend, and what probablie mon be the end of all. The grund is tuiching the deprivatione of the king our soverane lord fra his croun and royall authoritie, dyvers tymes intendit be some of you, and yit be Godis providence alwayis disapointted, for caus amongis you are men that were als earnest to promote it as ony vtheris, and be the same dyvers of you acqyred honor, gude report and benefite. Bot sen ye reiected his hienes obedience, ye have fund your reward, reproche, obloquie, and skayth, and your intentis oftymes frustrat. As to your oppressione in that tovne whair the seat of justice suld remane for the weill of the whole subiectis, ye have not onlie therby depauperat the inhabitantis of the tovne, bot hes made your selfis contemptible to this whole natione, and now ye haif to lay your compt whidder, the few number of you remaning their sall conqueist and overthrow vs all, or gif be liklieheid we be not more able to mak you conformable. Your contention is for displassing of the king our soveran lord,

1571
Sept.

some of you being the chief instrumentis of his promotione, and the greatest part of you all, having promeist and sworn obedience to him. He is, ye see, the rysing starre, and shortlie will be able, God willing, to discern this quarrell him self be cowrs of age ; and the end man be, eather he to be obeyed and peace and iustice restored in this comone wealth, or then the force of you now compassed within that toвне and castle man vndoe him, whois subiectis we profess our selfis to be ; and so, consequentlie, exterminate vs and our posteritie. What grund ye build on in your interpryse, or what certaintie ye can luik for, or the cours ye ryn, lat everie ane of you consider be him self, and look vpon the inconvenientis of this weir gif it will continew ; and of the fructes that peace and iustice wald bring. Call also to your remembrance, the desolatione that hes bene in vther regionis of Europe nixt vnto us thir leat yeiris, throw weiris alsweill forrane as intestine, and yet are the same at this day for the most part quieted and ppeace restored, eather be victorie or elis the waikest hes yielded to tolerable conditiones. Tak heid whidder ye menteane that caus be your awin proper force or not, or what habilitie ye had to contend in it, gif the kingis hous and munitiones were not at your devotione. To be schort, this realme may no longer sustene this contempt, rebellione, and confused steat : Bot eather mon the king our soverane

1571
Sept.

lord and his authoritie be obeyit, that toun of Edinburgh set at libertie, and the seat of iustice restored to the vniversall comoditie and ease of the subiectis, or then mon we give ower lyvis and imploy our substance and freindis in the querrall, and as we have orderlie proceedit heritofore be law against you, sa befoir the iust execution therof, which we can not nor may not leive vndone, we have thought meit to give you this admonitione, that ye may in tyme eschew the eminent perrell and danger approching, which advise and ye follow, then will we travell so farre as in vs sall lye for your releif and savetie ; and gif our admonitione beis reiected, then we protest, that as ye your selvis hes bene and are the occasione of all the evill and extremitie that hes followed your obstinacie and contempt ; so, whatsoever harme or inconvenience happen to ony of us in prosecutione of this iust caus, that our bludes and skeath be requyrit at your handis and posteriteis.

27

This bill was delyvered in the castle, and gewin in Lethingtounis awin hand, in presence of thair counsall, the 27 of September, be Robert Duglas, brother to the lard of Whithinghame, and servand to the Lord of Mortoun. After dener, the said Robert returned to Leyth, and within two or thrie houris after tuk bed, and on the third day departed this miserie. Let

men iudge whidder ony Italian craft * hes been vsed or not. 1571
Nov.

A copie of a letter given in be the ministeris and toun of Edinburgh, to the secreit counsall within the castell.

Vnto my lordis lievtientis and lordis of the secreit counsall, humblie meanis and schawis, the ministeris, elderis, and deaconis of this burgh of Edinburgh; That, whair Robert Cunynghame burges of the said burgh, hes bene certain yeiris bygane our collector for the vptaking of the annual rentis, and freiris rentis of this tovne, gevin be our soverane ladie for the susteenance of the ministrie, and hes the evidentis of the saidis annualrentis in his keeping, and is now to depart off this tovne. Whairfore we beseik your lordships, that we may haif ane charge to the prowest and baillies to call him before them, that compt and reckoning may be made, and sic order put thereto on his departing, as aperteinis; and your lordships answer maist humblie we beseik. Apud Edinburgh, 26 Septembris 1571.

The lordis lievtenantis and secreit counsall ordainis the prowest and baillies of Edinburgh, to tak sic order with Robert Cunynghame as accordis to reasone, conforme to the desyre of this bill.

HUNTLIE.

* Poison.

1571
Sept.

The next day, or schortlie thereafter, was tane Monsieur Virakis servand with ane Hamiltoun, and there wrytingis were gottin that were send to the King of France, declaring the steat of the castle and towne, and of the factiones amongis thame: desyring that two hundreth hagbutteris myght be sent thame: bot yit (said Virakis lettre), he knew not how they myght be convoyed saiflie, neather how thair lives suld be preservit gif they were thair. Also he schew how that thair steat was rather wors than better, becaus of the regentis slaughter: with dyveris vther things small to their proffit.

- 29 The 29 of September, Pherniherstis vyfe *, with Mr Jhone Moscropis vyfe, ryding furth of Edinburgh, (being convoyed with 14 or 15 men, whois names after followes), to the place of Pherniherst, meits the laird of Carmichall, who had with him bot 9 or 10 hors at the most, and perceaving the castle men better horst nor he was, thought best to charge them first; bot the vtheris thinking Carmichall had bene farre mea in cumpany, tuik the flight, wha luiking bak saw them selvis chasit with sa few, turnes and charges upon Carmichall and his cumpany, and so continewed till spearis were brocken and dagis dischargit on eather syde, and after lychted and faucht on fute till they both rested upon their swordis: callit ilk

vtheris traytoris. Bot two men be chance cuming
neir by, wha were of the kingis partie, and knawen
Carmichell, (wha as sum alledged was almost randerit),
cryed with a shout, ‘ fye, lay vpon the traytoris,’ and
so the vther were randerit; few or nane on eather
syde unhurt; the most part evill woundit.

1571
Sept.

The names of them that were tane :

Alexr. Sandelandis, sone to Jhone Sandelandis of
Midlerig.

Robert Melving, sone to the lard of Carnebie.

David Meldrum, sone to the lard of Segie.

Robert Hamiltoun, cutlare in Edinburgh.

Edward Jhonstone, servand to the Lord Home.

Robert Robertown, the lard of Ernochis sone.

Patrik Ogilvie, son to Archd. of Bagavie.

James Borthik of Colelaw.

Mathou Dair, sone to the laird of Kinhilt.

James Oliphant. Which with the former were lat
goe to Edinburgh to be cured, upon promise to
enter ayde.

David Swintoun, servant to the Lord Home.

Harie Crichtoun, sonne to the lard of Newhall.

David Robertstone, servant to the Capten of the
Castell.

Ane or twa escapit by flicht, the rest were brought to
Dalkeyth, and so to Leyth.

1571
June

Before that Carmichell had yockit with the foir-saidis, he chanced to meit ane Englis man, wha said he was seikand service; to whome Carmichell said, 'yonder our enemeis, gif thou sall prove the man 'thou salbe rewarded;' who bure gud hand and did his part, and sua gat ane prisoner at his entres, who confessit he never sawe a thing so stronglie foughtin in both parteis as this meiting was.

Ane day or tuo befor this, Robert Duglas that duelt, with my lord of Mortoun, and broder to the larde of Wittinghame, ane esteamed the best and trewest to the king of that hous, went to Edinburgh, convoying the said Pherniherstis vyfe; and efter denner in the castell, returning to Leyth, tuke his bed, and within tuo dayis died. Whither he gat a possedie or not God mak it knowin, for he swellit efter his death.

October

4

The fourt of October, 1571, the Regent come to Leyth, accompanied with 4000 men: the artealyearie come be see foorth of Stirveling. God for his Sone Christis saik blis thair interpryse, and put that povre towne to libertie, oppressed with murtheraris and traytoris both to God and man, and to thair awin countrie.

8

The viii day, the pioneris begouth to cast the trinchies: some vpon Craigengate, some about the Was port, and so the 9 day the seidge begouth.

Monunday, which was the viii day, came in captane Cais, and ane captane Bricoll *, who is thocht to be a man earnest in this cause, and beiris a gude will to the advancement of the kingis part, with whome there ware letters fra the quene of England, to the castell thus in effect. That the Secretar and larde of Grange had written to her for knowing of her vtter mynd, whither scho wold planelie tak vpon hir in menteanance of the king in this caus or not? Sensyne scho hes labored be all meanes possible, to have had the quene reponit to hir formare steat be advyse of the nobilitie for the kingis part, and to thair contentement gif it were possible : bot in the meantyme, scho hes perceaved the Scottis quene to vse sic pernicious practises with the Pope and vther forrane princes, as with hir awin subiectis of England, as tendis manifestlie to the subuersione of the kingis estate, his nobilitie, and religione of this realme, and also to the pulling of the croun off hir awin heid ; sa that scho can not, nor will not no longer travell in hir cause, but will menteane and assist the king of Scottis, his crowne and caus, as scho will doe hir awin : and therfore desyris thame to rander the castell and toytne to the king and

1571
October

* In a dull poein, *The Sege of the Castle of Edinburgh*, are enumerated the names, and the feats of some of the most renowned officers, both Scottish and English, attached to the king's party.

1571 his regent but delay, vtherwayis, scho will schortlie
October help to recover it be force, and scho hir self wilbe
oblis to be thair suretie for there lyves, landis, and
rentis. And also that scho had written hir answir
and excuse to the king of France.

This being delyvered to the castell on Tuysday, the
answir was delayed till Thurisday. In this mean tyme
James Cunynghame, brother to the lard of Drum-
quhassil, (who before was sent to England efter the
regentis slaughter) comes from London with a fair
bill fra the quene of England, direct to the regentis
grace, praising God of his electione to the regiment,
assuring hir self thair culd none vther bene chosen
therto, that the whole nobilitie culd all so weill agrie
with. Therefter accuses the ingratitude of the Scottis
quene in the same termes almost as in the former let-
ter, declaring lykewayis to him, that scho will men-
teane the stait of religione heir as scho will doe hir awin
crowne, stait, and religione of hir awin realme; and to
that effect, nathing sall wante that sall seame necessar
therto; and that tyme sall not be protracted be long
iourney to London and court, scho hes send downe
hir cosing the lord Hunisdoun, governor of Berwick,
to remane thair sufficientlie instructed with hir resolute
mynd in all thir materis.

Maister Caise receavit his answir dilatour fra the cas-

ties behalf. That the nobilitie assistand to thair part were not present, and they that were there, the Duck, and the erle Huntlie had not thair counsalloris and freindis present, without whome they culd not resolve in sa wechtie a mater; bot how sone they myght be gudlie had with tyme they suld direct answir. 1571
October

With this answir Mr Cais departed to Berwick on Fryday thereafter, and with him the said James Cunynghame, for men, money, and munitione.

All this tyme there was no small truble in the north partis, betuixt them that susteained the part of the king and them that were for the quene, whilk was Adam Gordone, Huntleis brother and his assisteris, and all that wald doe for the lord Huntlie, wha assembled all thair forces they myght be, to invaid the Forbesses who was for the king, and (as was reported) to cum vpon the Mernes as they have done befor, and so to Dundie, to truble all the kingis true lieges, that wald not assist to thair factione, to the end they myght skaill the seage about Edinburgh. Bot the Forbesses gathered to the number of 300 men or therby, at the place of [Tullie Angus]; and the Gordones being about 1000 men, cumand fordwart, caused but a part of thair men to appeir, to cavs the vtheris to cum fordwart moir bauldlie, and pat the rest in ambushe. And so Arthure Forbes, me lordis brother, principall vpon that part for the tyme, seing the enemeis sa few (not consider- 17

1571
October

ing the ambush), ioynes with the forrest, and then after the vther cumis fordwart, and so pat the Forbesses to flicht, whair ware slane the said Arthure, and xii or xvi men, and William the lordis second sone tane with vther xvi men. Of the vther were slane about 22. This was done on Weddinsday the 17 of October.

In this mean tyme, the regent, with the rest lyand about the toun, at the South wall, whair they dang downe 40 or 50 fute of it; but in the nyght it was rainforced and filled vp agane be thame of the toune; 21 and so remaining till the 21 of this instant, they returned agane to Leyth after mydnyght, whair of mony was affrayed becaus of thair suddan lifting of the camp: for it was spokken that they suld have brashed the wall whair thair batter was made. Bot the pieces within the toun stellit in S^t Geilis kirk yard, and vpon the kirk of feild condemnit the ordinance without, so that they caused thame retire thair ordinance, and schot throw the regent pavillione, but (praised be God) did no hurt. Thare were slane in the camp not passing ten or twelve. In the towne I know not, bot, as was reported, tuys as monie. Cuthbert Fergusell of the Canogait was the principall on the kingis syde that was slane.

Whidder for laik of grose powlder, or ane letter that come fra the quene of England, was the cause of the suddan retire, I am vncertane; but it was affirmed,

that scho send a letter to the regent, desyring him not to hasard the noble men vpon their suddartis within the towne, but that scho wold provyde, and that soner then they belevit. Lord Hunsdale was turned agane to the court, and come not to Berwick, as was promised before. O Lord put furth thy hand, and wirk thou thyne awin work, for vaine is the help of man, vnles thou prosper and say, Amen to it.

1571
October

On Tuysday the 23 of October, captane Cais returned agane fra Berwick, and delyverit thir heidis vnto the castle, subscriyvit be the quene of England, whilk before they alledged was not, and therfore culd not credit them, as was reported.

23

Thir are the heidis send to the castell from the quene of England.

Whairas ye desyre to know the quenis maiesties pleasure what scho will doe for appasing of thais controverseis, and therwith he sofferit your selvis to be at her comandement, tuiching the comone tranquillitie of the whole Ile, and the amitie of bayth the realmes. Hir pleasure is in that behalf, that ye sall leive off the menteanance of the civile discord, and give your obedience to the king, whome scho will manteane to the vtermost of hir power. And in this doing scho will deale with the regent and the kingis partie, to receave you into favor vpon ressonable conditiones for securitie of lyfe and levingis. Also scho

1571
October says, that the quene of Scottis, whair that scho has practised with the Pope and vther princes, and also with hir awin subiectis of England, grit and dangerous treassonis against the estait of hir cuntrie, and also the destructione of hir awin persone, that scho will never beir authoritie nor haif libertie while scho leivis.

Gif ye refuse thais generall offeris now offerit vnto you, scho will presentlie ayde the kingis partie with men, munitioun, and vther thingis necessar to be had against you. Whairvpon hir maiestie desyres your answir with speid without ony delay.

24 Weddinsday the 24 of October, the prowest of S^t Androis come home vnder soverties.

30 The penult of this moneth there was ane combatt betuixt Cambell on the kingis part, and ane Smyth a livetenent, or serrant within Edinburgh for thame. But Campbell struke him tuys through the bodie without blood drawin vpon him self, except a scrape vpon the thvmbe.

31 The last of October, 1571, landit at Abirdene 50 hagbutteris out of Edinburgh be the lord Huntlie; they shipped at Grantone Craigis. Mr James Kirkaldie, Granges brother, come with thame, who is to pas to France and to Rome for support, as is supposed.

Novem.
2 James Cunyghame, Drumwhassilis brother, who a little before was send to the quene of England fra the regentis grace and the lordis, returned agane to Leyth

the 2 of November ; and that bëcaus he had met with the lord Hunsdiall at Stamfford, who caused him come bak, be ressonne the said lord Hunisdaill that he had sic comissione and power to treat with vs heir, in the quene of Englandis name, his maistres, vpon all headis as gif scho were present ; yea, and to satisfie the kingis partie to thair contentment. 1571
Novem.

The said lord Hunisdaill come to Berwick the Setterday therafter, who sent in captane Cais, who come to Leyth vpon Tuysday the 6 of Novëmber.; who also went to the castell with some thingis to propose vnto thame whilk as yit I know not, but I hard say he departed without ony answir. They send with him Andro Melving, who (as was reported) suld mak thare answir. 6

Twa dayis after this, thare come in fra Berwick 40 barrellis of poulder, which is the beginning of the preparatiõne for the seig that nixt suld be, gif the quene of England may and be not impedit be insurrectione within the realme.

Thurisdäy the 8 of November, and Fryday therafter, was the inhumane handling and schamfull dealing of the lord Bothwick, with Thomas Davidsone his awin gude-brother. 8

About this tyme thair went captane Chisme out of Leyth towardis the north, be the procurement of the maister of Forbes, who also reased a band of suddartis

1571
Novem.

in Dundie, to assist the invasiome of Adam Gordone; who playis king Herrot in the north, vpon the kingis freindis and gud subiectis, bot in especiall vpon the Forbesses, whois rewmes he is going about to destroy with fyre and sword, as he hes done part alreddie.

About the x or xii day of November, was the tutor of Pitcurre delyvered; vpon what conditiones I know not, but it was alledged to be vpon a band.

About this time certane letteris wer proclaimed in S^t Androis, be the regentis grace, dischargene the collectoris, becaus (as the lettres specified) of the complent of the pure ministeris that were not payit, and becaus that the kingis hous was not provydit nor payit of that which was appointed vnto it of the thriddis.

It was thocht that thir letteris were reased be the lord of Mortoun, vnto whome the rector of S^t Androis had written, schawing, that the collector wald not suffer him to tak vp certane dewities perteaning to the bischoprick, as the said rector had alledgit, who was appointed, and made bischop of S^t Androis, be the lord of Mortoun, without ony consent, assent, or admisiome of the kirk: which lettres were discharged agane be the regent, be meanes of the lard of Dvn, who had writtin vnto the regentis grace certane lettres, quhilk followes.

The copie of a letter fra the lard of Dun to the regentis grace.*

1571
Novem.

I have thought expedient, in writ, to lat your grace know my iudgment in thea articles and heidis contained in your graces last wryting.

As to the pensione before appointed to the regentis hous, as I vnderstand little difficultie wilbe therin, your grace doand your dewitie to the kirk; of the which, I pray God your grace doe. As to the provisione of benefices, this is my iudgment; all benefices of teindis, or having teindis ioyned or annexed therto, (which is taken vp of the peoples laboris) hes the office ioyned vnto thame, which office is the preaching of the Evangle, and ministratioun of the sacramentis; and this office is spirituall, and therefore belongs to the kirk, wha onlie hes the distributione and ministratioun of spirituall thingis. Sua be the kirk spirituall offices are distributed, and men receaved and admitted therto; and the administratioun of the power is comitted be the kirk to bishopsis or superintendentis, whairfore to the bishopsis and superintendentis pertenis the examinatioun and admissioun of men vnto benefices and offices of spirituall cure, whatsoewer benefice it be, alsweill bishoprickis, abbaceis, and prioreis, as vther inferior benefices. That this pertenis be the scriptoris of God to the bishop or superia-

* Erskine of Dun, a famous reformer.

1571
Novem.

tendent, is manifest; for the Apostle Paull wrytis in the 2 to Timothie, 2 cap. 2 verse. 'Thea thingis that thou hes hard of me, mony bering witnes, the same delyver to faythfull men, whilk salbe able to teach vtheris.' Heir the Apostle referris the examinatione to Timothie, of the qualitie and habilitie of the persone, whair he sayis to men able to teache vtheris, and also the admissiōe he referris, whair he biddis delyver to him the same that is able to teache vtheris. And in ane vther place, 1 Timothie, 5 cap. 22 verse. 'Lay handis on no man suddenlie, neather be partacker of vther menis synis: keip thyself pure.' Be laying on of handis, is understood admissiōe to spirituall offices, the which the apostle will not that Timothie doe suddanlie, without iust examinatione of thair maneris and doctrine. The apostle also wryting to Titus, bischop of Crete, puttis him in remembrance of his office, which was to admitt and appoint ministeris in every citie and congregatiōe; and that they suld not doe the same rashlie without examinatione, he expressed the qualities and conditiones of all men as suld be admitted, as at lenth is conteaneth in the first chapter of the apostle foirsaid. The deaconis that were chosen at Jerusalem be the whole congregatiōe, were receaved and admitted be the apostles, and that by laying on of thair handis, as St Luke wrytis in the 6 chapter of the Actis of the Apostles. This we have expressed plainelie be Scriptoris: that to the office

of ane bischope pertenis examinatione and admissione into spirituall cure and office, and also to oversee thame, that are admitted that they walk vprightlie, and exerce thair office faythfullie and purelie; to tak this power fra the bischope or superintendent, is to tak away the office of ane bischope, that no bischope be in the kirk. Thair is ane spirituall iurisdictione and power whilk God has gewin, vnto his kirk and to thame that bearis office therein: and thair is ane temporall iurisdictione and power gewin of God to kingis and civile magistratis. Both the powaris are of God, and most aggreing to the fortefeing one of the vther gif they be rycht vsed. But when the corruption of man enters in, confounding the offices, vsurping to him self what he pleasis, nothing regarding the gude ordor appoynted of God; then confusione followes in all esteatis. In the .1 of Kingis, 12. cap. it is written, that Jeroboam king, in presumption of his authoritie, made priestis in his realme, expres against the ordor that the Lord in thea dayis had appointedt, tuiching the priesthodd, wherevpon followed destruction of that kyng and his seed; and lykwayis of all other kingis that followed him in that wickidnes. For the better vnderstanding of that mater, Christ has gewin foorth ane rule, which ought to be weayed of magistratis, and of all people, saying, Give to Cesar that pertenis to Cesar, and to God that pertenis to God. The kirk of God suld fortifie all lauchfull power and authoritie

1571
Novem.

1571
Novem.

that pertenis to the civile magistrate, becaus it is the ordinance of God: but gif he pass the boundis of his office, and enteris within the sanctuarie of the Lord, meddling with sic thingis as appertenis to the ministers of Godis kirk; as Vzziah the king of Judah did, (2 paral. 16.) entering in the temple to burn incense, the whilk perteaneth not to his office. Then the servandis of God sould withstand his iniust interpryse, as did the bischop that tyme withstand the king of Juda; for so were they commandit of God. The servandis of God, when sic wickidnes occures, suld not keip silence, flattering princes in vaine pryde; but withstand and reprove them in their iniquitie; and wha does vtherwayis is vnworthie to beir in Godis kirk ony office. Ane gritter offense or contempt of God and his kirk, can no prince doe, than to set vp be his autoritie men in spirituall officis, as to creat bischopis and pastoris of the kirk; for so to doe, is to conclude no kirk of God to be, for the kirk can not be without it have the awin power, iurisdictione, and libertie, with the ministratione of sic articles as God has appointed. In speiking this, tuiching the libertie of the kirk, I meane not the hurt of the king or vtheris in their patronages, bot that they have these priviledges of presentatione according to the lawes; provyding alwayis, that the examinatione and admissiōe pertene only to the kirk, of all benefices having cure of soules. That it suld not appear that the pastoris of the kirk seikis of ava-

rice and ambitione to have possessione of grit benefices, your grace sall vnderstande, that the kirk hes continuallie suttet (of auld als weill as now), as there articles concludit in the generall assemblie, and consentit and subseryvit be the most part of the nobilitie, which is to be produced beiris, and was proponed to the quene, the kingis majesties mother, to wit, that when ever ony of the grit benefices vaked, having mony kirkis ioyned thereto, that all the kirkis suld be devydit and severallie disposit to severall men to serve everie one at his awn kirk; of the whilk mynd all that beare office in the kirk, continewes; whairby it may be knowin, that they seik not of avarice sic promotion as is alledged; and I doubt not gif vtheris of the nobilitie were alsweill purged of avarise and vther corruptione as the ministeris of the kirk, they wald aggrie to have fulfilled that thing which they subscrivet with solempned oath: and as yit the kirk most humblie suites of your government and counsall, to have the same fulfilled. But gif this can not be granted, I meane the dismembering (as they call it) of the grit benefices, I traist in respect of this confuset trublous tyme, the kirk will consent (the benefices and offices ioyned thereunto being given after the order before spokken, that the privilege and libertie of the kirk be not hurt), to assigne sic proffettis as may be spared above the ressonable sustentatione of the ministrie of he kirkis of Christ sic benefices, to the menteanance of

1571
Novem.

1571 the authoritie and comone effeiris for the present while
 Novem. forder order may be tane in thea matteris: for the
 kirk contendis not for worldlie proffeit, but for that
 spirituall libertie whilk God has gewin unto it, with-
 out the whilk be granted, the servantis of God will
 not be satisfied; but will oppose them selvis against
 all power and tyranye whilk presumes to spoill the
 kirk of the libertie thereof; and rather to die than to
 live vnder that miserable bondage. Thair lyves are
 not to thame so deir as is the honor of God and liber-
 tie of his kirk. I heir say, sum men bragis and
 boastes the pure ministeris of God, to tak thair lyves
 from thame; but I wishe that sic men conteant them
 selvis within ane boundis, for they are not sure of thair
 awin lyfe: and to rvn that race will mak it more
 schort. Of auld the papistis called the trueth heresie,
 and now sum callis the trueth treassone. We may
 perceave in all aidges and tymes, Sathan wantis not
 his servantis to impugne the truth.

As to the questione, gif it be expedient ane superin-
 tendent to be, quhair ane qualifeit bischop is? I vn-
 derstand that ane bischope or superintendent to be but
 ane office, and whair the ane is the vther is. But
 having sum respect vnto the cais whairvpon the ques-
 tion is movit, I answir, the superintendentis that are
 placed ought to continew in thair office, notwithstanding
 ony vther that intruses themselves or are placed be

sic as hes no power in sic offices. They may be called bischopes, but are no bischopes, but idoles (Zachar. 11. cap. vi.) saythe the prophet, and therfore the superintendentis which are called and placed ordourlie be the kirk, has the office and iurisdictione, and the vther bischopes so called, has no office nor iurisdictione in the kirk of God, for they enter not be the doore, but be ane vther way, and therfore are not pastoris, as sayis Christ, but theivis and rubbaris.

1571
Novem.

I can not but lament from my verie hart, that grit misorder vused in Stirveling at the last parliament, in creating bischopes, placeing thame, and givand them vote in parliament as bischopes, in dispite of the kirk and contempt of God; having the kirk opposing itself against that misorder. They were not hard, but boasted with threateningis; but thair boasting was not against man, but against the eternall God, whois ordinance publictly they transgressed: What followed therevpon is known. God has power to destroy and to save: he is ane myghtie Lord, able to preserve the inocent, and cast downe the pryde of the myghtie. I heare that some were offendit with the comissioneris of the kirk at that tyme, but without caus. For they passed not the boundis of their comissione: and the whole kirk will affirme thair proceedingis; and will insist farther in that matter. For gif that misordered creatione of bischopes be not reformed, the kirk will first

1571
Novem.

complane vnto God, but also vnto all their brethren memberis of the kirk within this realme, and to all reformed kirkis within Europe. Some counsalloris thinkis now gud tyme to conqueis fra the kirk, (being now as they iudge, weake and poore), priviledge and proffites, to the temporall authoritie: bot gif there were no vther particular respectis nor the authoritie, if iudge they wald not travell so buselie. But what respect soever they have, their unryghteous conquest and spoilzie of the kirk sall not profite thame, but rather be ane caus to bring plaig and destructione, both vpon the heid and counsalloris of sic abominatione. Because the servantis of God speakis in this matter, reproveing the menis corruptione, they are called proude that misknowis thair awin place, and knoweis not with whome they deale, as thought they were Godis and yit are but flesh. Lat sic men vnderstand, of whatsoever estate they be, that the ministeris of Godis kirk has resaved ane office of God above thame, wherevnto they ought to be subiect and obedient, and hes receaved ane rycher treasure than they, thought it be in earthen veschels, as says the apostle, (Paul 2 Cor. 4. cap. 7.) and hes receaved ane power of God to cast down and destroy the pryde of man, and to bring in subiunctione all thingis that exalteis the self against God. 2 Cor. 10. 5. The Lord will not that his servantis, in executing and vsing thare office, feare

men how myghtie and potent that ever they appeir to be; and as it is written, Esay 51, cap. 7. Feare ye not the reproche of men, neither be affrayed of their rebukis and threateningis: for the mothe sall eat thame vp lyk a garment, and the worme sall eat them lyk wolle; bot my ryghteousnes salbe for ever, and my salvatione from generatione to generatione. The spreit of God entering in the hart of his servantis, gives thame sic ane teast of his power and maiestie, and ane sight of his iudgmentis, that with thame the enemies of God and his kirk are nothing regarded, but compted as dust befor the wynd, and as waxe befor the fyre vnable to stand, but to peris in the day of the lordis visitatione. They will according to thair dewitie, reprove ungodlines, and withstand all iniquitie; and as to the malice and truble reased against them be the wicked powaris of the world to thair awin dempnatione, they will patientlie indure; for therein consistis the patience of the sanctis, for they see a glorious end to follow thervpon. Some men in thair corruptione (as thair wordis hes declared), purposes in tyme of truble, craftelie to handlé the kirk while all thir troubles be pacifeit. Lat sic men vnderstand, that sic ewill purposes makis the troubles to continewe the longer. Bot thocht the troubles were pacifeid, and they confederat with England, France, and Spaine, and all vther earthlie kyngdomes, yit sall they

1571
Novem.

1571
Novem.

not be able to destroy the kirk of God and libertie therof; for the myghtie Lord, that hes bene ane protector of his kirk in all ages, and hes destroyed and cassin downe grit empyres and kingdomes, that made battell against his kirk, sall vse the same iudgmentis against all men, that in thir dayis intendis the lyk: for he beiris to his kirk ane perpetuall love, and is ane perpetuall defence and petitione to it in this tyme, and for ever.

Ane admonitione of David to Kingis and Magistratis.

Be wyse, ye kyngis; be wairned, ye that are iudges of the earthe; serve the Lord with feare, and reioyse before him with reverence. Kis the Sonne, leas the Lord be angrie, and so ye peris from the ryght way; for his wraith salbe schortlie kendled. Of Montros, the 10 of November, 1571.

The copie of ane vther letter send to the Regent, fra the forsaid lard of Dvn, 14 November, 1571.

I being in Perth this Weddinsday, having thair ane assemblie of the kirk of Stormonth and Gowrie, being vnder my care, I resaived ane wryting of your grace, tuiching the conventione to be in Leyth of the superintendentis, the 16 of this instant, specifeing also ane inhibitione that nothing suld be answerit to the collectoris of the kirk. It is the first inhibitione gewia

to that effect, and I wis of God it had not begyne in your graces handis. The pure ministeris are not convict of ony cryme or offence, and yit thair levings is comandit to be halden fra thame. I persave the kirk so farre dispysed, that no wrong can be done to it. It may appeir most iustlie to all men, that the destructione of the kirk and ministrie therof is sought: for benefices are gewin, and bischopis are maid at menis pleasir, without consent of the kirk, and the poore thing apoynted be a law to susteane the ministrie is inhibit to be answerit. Gif this hes proceedit for obteaning the pensione assigned to the first most godlie regent, that myght have bene handled vtherwayis more reasonable: for I know the mynd of the kirk, willing to have satisfeit your grace therein. And that myght have bene obteaned with one gud wryting. Bot it seames to me that men intendis to bring the kirk vnder slaverie and vile subiectione; but the grit Lord wilbe ennemie to thair purposes, and bring destructione vpon the heidis of sic as so intendis, of whatsoewer estait they be, and will preserve his kirk in libertie. Perceaving sic proceedingis, I see no caus wherfore ony that bearis office in the kirk suld cum to Leyth, for thair counsall will not be resaved, neather sufferit to ressone frielie, as experience hes teach-ed in tymes past; and the counsall of the enemeis of God and his kirk followed yit despysed, Israel is

1571.
Novem.

1571
Novem.

comforted in the Lord. He caires for his people, and will delyver thame from the opprsesione of tyrantis, and give thame honor and libertie, when thair chemeis sall suffer confusions and shame. Gif your grace will consider the mater weill, ye will call bak the lettres of inhibitione; gif ye will not, the kirk will have patience, and luke for help at the handis of the Lord. The kirk suld enioy hir awin, and not begg at men. I have stayed the superintendent of Fyfe, untill my cuming to S^t. Androis the morne, while we know further your graces mynd, gif it be your pleasir with this berare.

*The copie of the regentis lètre to the larde of Dun,
superintendent of Anguse and Mearnes, for discharge
of the lettres of inhibitione.*

Ryght traistie cusing, after most hartlie comendationes, in place of your self, whome we have long loked for, we receaved this day two lettres of yoris, one from Montros the tent, and the vther from Perth the 14 of this month, conteahing vther effect and matter nor our expectatione was; in consideratione of our gud meaning to have travellit be all possible meanes for the quyeting of sic thingis as were in controversie, that the ministeris of the kirk myght have found some ease and repose, and wee releavit of ane fashious burding, that we have in default of a cer-

tane forme accordit vnto the dispositione of benefices great and small. Our said meaning we persave is vtherwayes tacken, which we vnderstand to proceed from vther privat fontanes then your awin gud nature, and so will we not preis mekle to contend with you in writ, be reasoun of this matter, as the wechtier gravity of it requires. We have bene verie desyrous indeid to speik your self, specialie sen we were burdened with this charge of regiment; and your awin presence peradventor myght have supplid sum thingis that your lettre findis fault with. Bot seing materis tacken as they are, that all occasione of grudge may be removit for any thing done be vs, we send you heirwith agane a discharge of the inhibiti^{one}ne lailie gewin; for as we have liveth heirtfore (praysed be God) honorable on our awin, so sall we forbear to crave the collectoris while this mater be better considerit of; and yet when indifferent men sall look up^{on} the wordis of the inhibiti^{one}ne, the intentione whairfore it is gewin, and for how schort a space it suld have lasted, we traist they sall think that it aught not to have bene tane in sic part as we see it is taken. Gif collectoris be subiectis to the king (of vtheris we will spare to speik at this tyme), they myght compeir when they are charged, and not write in contempt: let als monie charges pas as pleis, they will obey none; and this we meane of sic as be most ewest. What the vther regentis had

1571
Novem.

1571 intendit to be taken vp, and that we salbe frustrat
Novem. therof, which yet was not the gristest occasione why
we desyred sum of the superintendents to have bene
heir at this tyme. Bot thir materis tuiched in our
lettre send you; whilk, albeit we sent it for your
privat informatione, yit being accused, we see rather
extremitie meant to stoppe the helping of the mater,
nor vtherwais ony mentione of quyeting or ordering
of thingis amiss; as truelie our meaning it was, and
is still, to procure the reforming of thingis disordered
in all sortis, as far as may be, retaining the priviledge
of the king, crowne, and patronage. The defalt of
the whole standis in this, that the policie of the kirk
of Scotland is not perfite, nor ony solide conference
amonges godlie men, that are weill willed, and of
iudgment how the same may be helpit; and for cor-
ruptione, which dailie increses whensoever the circum-
stances of thingis salbe weill considerit be the gud
ministeris, that are neather busie, nor owre desyrus
of promotiones to thame and thairis. It wilbe found
that some have bene autheris and procureris of thingis
that no gud policie in the kirk can allow; whairanent
we thought to have conferred speciallie with your self,
and to have yeildit to you in thingis ressonable, and
craved satisfacione of vther thingis alyk ressonable at
your handis, and be your procurement. Gif ye see
no caus that ony that beiris office in the kirk of God

suld come to Leyth, I man tak patience, and deferr
 the mater to the conventione of the esteatis of the
 realme, be whome I was burdened with this office, and
 will mak them, and all the godlie in Cristendome
 iudges, betuixt them bearing office in the kirk (ye
 wryt of) and me, whidder I have not sought thair
 satisfactioun, or gif they have not neglected the meanis
 and occasionis that was maist appearand to bring
 quyetness to the pure ministeris of the kirk; and in
 the meanetyme I will answer no farther to the speciall
 poyntis of your lettres, but will keip the same to my
 self, while tyme and better advice worke effectis. Gif
 ye of your self onlie have written, then thair is one
 way to be considered of; gif be commune consent of
 ony number of thame bearing office in the kirk, then
 are they to be vtherwayis answereth, as tyme and
 place servis. And so far for this tyme, suffering and
 ceasing to mak longer letter, committis you to the
 protectione of almightie God. At Leyth, the 15 day
 of November, 1571. Zouris assured friend,
 JHONE, regent.

The 17 of November the lord of Mortoun departed
 furth of Leyth towardis Berwicke, to speik and con-
 ferre with the lord Hunsdaill, wha returned the last
 of the same. Of his busines done there we referre to
 this letter of Alexander Hayis, and to the end of the

1571 proceedings therof, which God bring to his glorie;
 Novem. bvt few godlie beleives that ony comfort sall cum to
 his kirk, be the lord of Mortounis meanis, wha mair
 seikis the destructione of the kirk in depaupering of
 the same, than eather he seikis Godis glory, or the
 weil of this just caus. Tyme will try all thingis.

Sir, I resavit your wryting of the vi of this moneth
 fra the superintendent, not long befor Jhone Brand
 delyvered to me *Richart Bannatynes* lettre of the xiiii
 of November, which I had not sene when him self was
 heir. I had no comoditie to write at the departor of
 the superintendent, nor knew not certanlie his dyet.

As to the lettres writtin be you to the last regent,
 now resting with Gød, I can not certainlie affirme
 whither I have it or not; but gif it be in my handis,
 it is in Stirveling, whair I sall search for it, at my
 passing thither, and gif I have it I sall send it to you.

I have no farther certaintie of the Englis resolu-
 tiones toward our estait nor I had at my last wryting
 to you, for no answer is returnet from the court. The
 lord Hunisdealis dealing is not pleasing; whither his
 awin imperfectiones of nature, or comandement is the
 occasione, I will not yit judge. They have set out in
 England our quenis lyfe and proces, both in Lating
 and Englis, whairin is conteanet the discours of the

tragical doings; the proces of the erle of Bothwellis
 clengine, hir sonnetis and letteris to him; the deposi-
 tiones of the persones execute, and cartellis after the
 kingis murther. In appearance they leive nothing
 vnset out tending to hir infamy, and to mak the duck
 of Northfolk odious, quha hes a grit benevolence of
 the people. But thair slaw resolutionies in that cun-
 trie dois us great harme heir, and is lyk yneugh in
 worldlie appearance to prove incomodious to thame
 selvis at lenth. We may not comand, and sua neces-
 sarlie man suffer.

1571
 Novem.

Be comone reporte of some comed out of Flanderis,
 we heir the newis of the Turkis overthrowe affirmed,
 for the which fyris were made in Londoun; that there
 hes bene a counsell at Bruzellis, and aid of money,
 men, and munitione granted to our adversareis, at the
 lord Seaytonis procurement. He was tyme on the
 sea, and constrained be tempest to returne. It is said
 the cardinall of Lorane was at the same counsell; and
 that the prince of Oreinge, with some vther princes
 of Germany and noble men of France, were come to
 the frontiers of Flanders; for resisting of whome,
 Duck D'Alva has drawin his men of warre from all
 the tounis whair they lay in garrysoun, and send them
 to the fronteiris; that thair is a gud number of shippis
 at Dover raid, and vtheris the narrow seis, vnder the
 name of the prince of Oreinge, whilkis hes taken mo-

1571
Novem. ny of the buscheis and thair wachiteris ; and that thir shippes of the prince of Oreinge hes owersicht to mak sale of thair wearis in ony part of the king of Frances dominiones ; which appearis strange, gif it be trew on the vther part, that the cardinall was at the counsalle in Bruxelles. It is reported also that the admirall is returned to his hous, and the cardinall of Lorane returnet to the court of France ; that the marriage haldis fordwart betwixt the prince of Nawarre, and madame Claud, the king of Frances sister ; and that the same prognosticatis a warre betuixt France and Spaine. The admirall hes gottin the kingis licens that the protestantis may contribute amonges them selvis, for payment of the money borrowed fra the quene of England during the tyme of the weiris ; and the tovne of Deip has elis payed fyve thousand Franckis, as a part of that contributione. As I geat knowledge forder in forrane materis, ye sall, God willing, be made participant.

Thair has bene some conference betuixt some of the superintendentis and ministeris, and my lord regent grace and the counsall, for agrement in materis tuiching the policie of the kirk and dispositione of benefices. The mater is deffereth while the viii of Januar. It seemes to differ rather in circumstances nor in effect ; and, to speik trueth, I find the regent willing and desyrous to have a forme aggreit vnto, whilk I traist he

suld performe for his enterest. The stay of the ag-
 griement in this hinderis alsweill the caus of the kirk
 as of the esteat, whairof I wald wishe your habilitie
 myght trie the best and the worst. Gif ye have with
 you the buike I send you when I come from England,
 intitulat *Leges ecclesiasticæ Anglicanæ*, or *Reformatio*
legum ecclesiasticarum, which is the work of Jhone
 Foxe, I will pray you send the same to me with this
 bearer, and I sall doe gud will to send you some vther
 buike to supply the place of that while I return it, gif
 ye think it worth ; ffor sic thingis being in my handis
 as were meit to decoir the historie. I asked of you
 befoir, what were the thingis you thought meit, for I
 have sindrie thingis in my iudgement not vnmeit for
 that purpose ; and therefore, that I sall not be put to
 extraordinary paines to copie thingis that ye have al-
 reddie. Let me know gif ony of the thingis heir after
 noted be convenient, and may serve your turne. Sic
 thingis as are newlie sett out in print I traist be not
 neidfull to be written, as the discours of the quenis
 doingis, hir lettres to the erle Bothwell, the proces of
 his cleingeing and cartellis, all which are set out bayth
 in Latine and Englis ; in the end of which Englis
 buik thir sentences or conclusiones are written, whilkis
 I thought not gude heir to slip.

1571
 Novem.

Now iudge Engliamen gif it be gude to change queins,
 O vniting confounding!

1571 When rude Scotland has vomited up a poyson, most
Novem. fyne England lick it vp for a restorative,

O vyle indignitie!

Whiles your quenis enemy liveth, hir danger continew-
eth; desperat necessitie will dar the vtermost.

O ambitione fed with prosperitie, nurished with indul-
gence, irritate with adversitie, not to be neglected,
trusted, nor pardonit.

I have bot they are in Stirveling, the two pro-
cesses of divorce betuixt the erle Bothwell and his
wife. Some proclamations about that tyme.

Instructiones gevin to the bischope of Dumblane to
excuse that mariage.

Band of the lordis befor that mariage.

Declaratione of the quene, that scho was at libertie
after her reveissing.

Proclamatione and bandis at the kingis coronatione
and afoir.

Conditiones of the randering of Dumbar.

Some band made about the parliament, in Decem-
ber 1567.

Proclamations after the feild of Langsyde.

Negotiatione with England thereafter, while we past
to Yorke, and all the proces we had in England.

Articles at Glasgow, in Merche 1561.

Ordour for the theives at the bordour.

Articles of agrement with the erle of Huntlie, lord
Ogilby, erle of Crawford, Mackyntosche, lard of
Grant.

New band of them with relaps.

I Proiectis brought hame with Mr Jhone Wood,
whairon followit the answer at the conventionis at
Perth.

1571
Novem.

The order tacking with the theivis, in October
1569.

Proclamatiounes be erle of Sussex, twiching the re-
bellione in the north of England.

Actis and doings after the murther of the erle of
Murray, regent.

Proclamatiounes at the incuming of the Englismen
to Hamiltonn.

The constitutione of the erle of Lenox, regent.

And finallie, all sic comone thingis as past registeris
are in my handis, and salbe at comandement how sone
I have comoditie to be in the rourne whair they are,
and man have thame copijt out of the buikis, or whair
they are in scrollis sall send the scrollis. Thus having
to lang trublit you, after my most hartlie commenda-
tiones, committis you in the protection of the almyghtie
God. Youris assuredlie to vse and comand. At
Leyth the xiiii day of December, 1571.

A. Hay.

*Ane vther of his letteris, which suld have bene afoir
this vther.*

Sir, returning yesternyght to Leyth, I met with

1571 Richard, be whome I thocht meit to send you thir
Novem. few lynis, with my maist hartlie comendationes. I
wald be glaid to write to you gudē newis in our
expeditione at this iornay : but I know weill ye
lyke not to be abused with vncertaneteis and vn-
treuthis : yit according to my knowledge and opinione,
ye sall vnderstand as I can lerne. The lord Hunis-
dail had ample comissione ; but as now appeiris sa
restricted be instructiones, as he would do nothing but
minasse thame in the castle, and heir what on our
part was craved and offered, and sua to adverteis the
qvēne and counsall. The merschale was in full reddi-
nes to pas to the court when we come from Berwicke
this last Weddinsday : he hes with him the writtis of
bayth, and is to give informatione of the steat of this
countrie ; whairvpon it is thocht resolutione salbe
tacken anent the sending in of ane armie : whairof
there is alreddie some liklieheid, but not sic forward-
ness as our necessitie craves. The mater is apparent
to continew in suspense, while the merschalis return-
ing, who hes not onlie the informatione of both parteis
in Scotland, but the opinionones of the captanes and
best experimentit men of weir in Berwick how the
interpryse may be performed. He luikis to have the
conducting of the forces ; yit vtheris iudges that men
of gritter calling salbe employed in that service, and
that whensoever the power cumis, it salbe gritter nor

we have requyred or yit lukes for. The first assay 1571
that the castle hes gottin is be boasting and perswa- Novem.
siones. It is thocht nixt it salbe persewed be offer-
ing silver for it; and lastly by force; and in cais it be
recoverit be ony of the last meanes, men doubtis that
the quene of England sal not be content to want it
hir self for hir suretie at this hand. Sua I can not
tell what to say, but to behald what it salbe Godis
pleasour to work. The cauldnes of the dealing of Eng-
land puttis mony in a brangle; and yit I feir they laik
not ressonne to give for the fassione of thair doing, for
they are acquentit weill aneugh with our natures, and
are not ignorant of our fetches as they dissemble not
in thair speiking, as I lament thair is sa iust caus.
For gif it were eather peace or weir, sum ressonable
order of levyn were for men. But as it is, all true
and honest men are wreakit, everie nobleman having
his particular intelligence, and ane at leist to whome
he is patrone, althocht it be of the cheifest enemeis to
the kingis obedience and comone caus. When Eng-
land findis vs craving ayde to suppres the adversareis
in generall, and yit everie nobleman to procure the
savetie of ane of the cheifest in particular, na doubt
they smell our doingis, and are the mair slaw to re-
solve in ony thing tuiching. Now I wearie you, and
sua will mak ane end. I was desyred be the gude
wife, the Clerk of Registeris vife, to send you the

1571
Novem.

copis of some thingis, according to a memore left with Richard, whair of I have part, and vther part are not in my handis. My absence this while hes stayed that I culd not satisfie you ; but als fare as I can I sall fulfill that memore, and sic thingis farther as ye think worthie, being in my handis vpon your advertisement, I sall travell to seik thame. Thus efter my most hartlie comendationes, I comit you in the protectione of the Almyghtie. At Leyth the first of December, 1571. Zouris assuredlie to comand,

Alexander Hay*.

About the viii or ix day of November, captane Chisme went with his band of ane hundret men out of Leyth to pas to the north.; and efter come to Dundie, whair captane Wedderburne tuke vp ane vther band, when altogether, with a certane horsmen vnder Alexander Campbellis charge, past forwart to the north, and met with the maister of Forbes, wha was thair cheif procurere for the former defait he got be Adam of Gordoun, wha a litle before had not onlie defait the Forbesses (as befoir is said); bot also went to the hous of Towie, whilk he brunt and 24 persones in the same, never one escaping, but one woman that come through the cornes and hather, whilk was cassia

* It does not appear to whom these letters are addressed ; but most probably to John Knox.

to the hous sydis, whairby they were smored. This was done vnder assurance; for the lard of Towey's wyfe being sister to the ladie Craufurd, and also died within the hous, send a boy to the lard in tyme of the trewis (which was for the space of xii houris), to see on what condicions they suld tender the hous. In the meane tyme Adam Gordouns men laid the cornes, and tymbers, and hather about the hous, and set all on fyre. The foirsaid cumpattels, with the maister Forbes and his freindis, and certane bowe men of the ladie Craufurd, come forwart with the maister of Merschell and the lard of Drvm; bot vpon Weddnesday the 9 of November, the Mr of Merschell and the lard of Drvm come bak and left the maister of Forbes, becaus the regent had writen a letter to the Mr of Merschell to come to Leyth, whidder becaus the said Mr Forbes would not follow his counsell, to caus his cumpany reteir till Adam of Gordons cumpany were scaleth furth of Abirdene (vth were there for the tyme), or whidder he was not willing to enter in battell against the said Adam I know not, but alwayis he went back, and the suddartis wald not stay, but wold gae forwardis. For tuo dayis before they were verie scarce of victuallis; and so vpon Tuysday the 20 of November, they come with the Mr Forbes and his cumpany, within a myle to the tovtie of Abirdene. Adam Gordoun having his men fresch come furth,

1571
Novemb.

1571
Novem.

and (as said is) had no will to medle with the vther, becaus they were thrise so mony hagbutteris as he was ; bot our suddartis seing the enemy foolishlie wald gae vpon thame and skirmis ; and so thair powder being spent, the vther with his hors men and bowe men come vpon thame and gave thame defeat, whair captane Chisme and a grit number of his best suddartis died. The Maister Forbes was tane, and sindrie of his freindis slane. The Mr of Forbes bowe men gave backis, and did no gude. Be meanis of this victorie, Adam Gordoun thinkis now to play the king, and gois about and takis all gentlemenis places that will not obey the quene, and sua rules he all the north at this present as he pleases. God schorten his tyme. He maid no little seiking and serche for the ladie Forbes (who now beiris the blame of all the wrak of the Forbeses), whome, gif he had gottin, as was reported, nothing suld have saved hir lyfe.

Efter the lord of Mortonis homecuming, lettres were direct to answir the new bischope of S^t Androis, Mr Jhone Douglas rector, of all the fructes of the said bischoprick.

25

The 25 day of November they had a fast in Edinburgh, ' Therefore,' said the bischop, ' God hath hard ' thair prayeris, as experience declared be the victorie ' in the north.'

Decem.

Thurisdai the sext of December, Mr Jhone Doug-

las and the superintendent, Mr Jhone Wýnrome departed out of S^t Androis towardis Leyth, becaus the lard of Dvn, at the regentis desyre, had written for the superintendentis, and some vther comissioneris of the kirk, that some order myght be tane about the provisione of the kingis hous, of a part of the thriddis (as the lettres befoir direct specified) and for creating of the said Mr Jhone Duglas to be bischop of S^t Androis, whairof mair will ensew.

1571
Decem.

The tent of December was captane Hakkerstoun tane agane and 50 suddartis with him, and 7 or 8 slane. Captane Mitchall also was tane, and 6 or 7 with him (following the chais), within the kirk of Feild Port; for that scarmis was about the Borrowmuir (called the lowsie law), whair Hakkerstoun was tane about the loche. Some thinkis that give our suddartis had done thair dewitie, thair had bene mea of the vtheris gottin, and a gritter vantage also. It is supposed they bair with vther, for gif the warres ceis, they will get no moir wages.

The maner of captane Hakkerstonis taking and his cumpany was: certane horsmen were vpon the mure casting downe coilis and vther laidis cumand to Edinb-urgh, whilk causit Haggerstoun come furth; and sua the hors men trainis them als far as they culd fra the toвне; and being a grit space off, ane that was appointed vpon Salisberrie, made a signe to ane am-

1571
Decem.

busch, which was laid in the Abbay, and so come vp-
on thame and tuik them as said is.

In this same weike the suldertis of Edinburgh come
to a manis hous of the Canogait, and schot the man
with a pistolet that he died, and spoyled his hous. The
lyk did they befor to ane gud wyfe in the Deane,
whome they schot with culveringis, becaus scho wald
not oppin the hous doore vnto thame, which woman
was with childe, and had fyve or sex vtheris besydis.
O Lord, consider and behauld sic creweltie, and re-
venge the same.

*The copie of ane letter send to Mr Robert Pont com-
missioner of Murray, whairby may be understand
the doingis and intreatingis of the poore faythfull
ministeris in the North. Mr Robert Pont was in
St Androiss and come out of Murray for the same
trubles.*

Ryght Honorable, after salutationes in the Lord
Jesus Christ, this present is to advertise you, that the
brethrene of the ministrie within the boundis of your
comissione are evill handelit and rigorouslie entreated ;
for laitlie vpon the 13 day of this instant December, ane
certane number of thame were called befor the lard of
Achindovne, and the shreffe of Murray and thair de-
puttis in ane lievetenent court, to vnderly the law for
tressonable defectione from the quenis authoritie to the

kingis, and for geving obedience vnto him, and for praying for him and his authoritie, and for brecking and controveaning of the act of parliament made in Edinburgh be the quenis comissioners, chargene all the superintendentis, comissioneris, and ministeris, to pray for the quene, hir authoritie, and lievetentis, in thair publict sermondis, and prayeris, and for blaspheming of hir hienes maiestie, in calling hir idolatres, adultres, murtherere, and Jesobell. Be ressonne of which, some hes dressed and componet privatlie, as this berare will schaw you: vtheris are fugitive, some are come in will, whilk will is declared to be this: To renunce the kingis authoritie, and to gif obedience to the quene and hir authoritie in tymes cuming, and to pray for hir and hir lievetenentis in thair publict prayeris and sermondis: the quhilk they have promised, and hes set catione to doe the same; and vtheris, sic as the persone of Duffeis, Robert Keth, William Pet, and my self desyring continewatione vnto the tyme we myght consult with you, the minister of Abirdene; his ministeris, and the lerned men amongis whome ye resort, the which they have refused to grant; but hes forced vs for the verie feare of our lyves, instantlie to set sovertie and catione, to vnderly the law in Abirdene, the tent day of Januar nixt. Whairfore we desyre you most effectuouslie, as ye tender the preservatione of our lyves, and as ye wald behave your

1571
Decem.

1571
Decem.

self gif ye war in our place, to lat vs have your advice and consultatione, and of the faythfull brethren in thea partis ; how, and in what maner we suld behave our selfis in this behalf, for eschewing of thir inconvenientis ; for ane of tuo thingis are offered vnto vs ; to wit, death gif we be convict of tressone, or els obedience to the quenis autoritie, and praying for hir. Refering all vther thingis to you, and gud answir anent the premisses with the nixt faythfull persone that comes betuixt, and gif neid beis, that ye hyre ane, and send to vs vpon our expenses with all expeditione. The quhilk we doubt not bot ye will doe, as our lipning is in you : and the Lord God have you in his protection. From Elgyn, the 16 of December, 1571. Be your brother in Christ at comand,
Alexander Wynchester, minister at Elgin.

Dyvers vtheris were compellit to leve the countrie before, becaus they wold not pray for the quene ; but none were sumoned be ony order of pretendit law till now.

About the 10 or 12 of this December, come home ane schip of Anstruther, whairin was gottin of Spainie ryallis about 11000 lib ; whidder it was merchant menis, or for vther purposes, tyme will try. Always it was send to Leyth to the regent, that tryall suld be tane.

About the 24 or therby of December, was appre-

hendit one that kepit ane hostlare at Brechin, who befoir, at dyvers tymes, had murdered sindrie that come to ludge with him ; the wyfe beand also als busie as the man with a mell, to fell thair geastis sleaping in there beddis.

1571
Decem.

The beginning of Januar, thair come a drvm from Edinburgh to Leyth, demanding gif they wald fight 50 of Leyth against als mony of thame ; bot when they offerit to fight for the kingis actione, whilk was in debait, the vtheris refused, as Grange before did Garleis.

1572
January

The first of Januar come in to Leyth Mr Carie, sone to the lord Hunsdeall, who went to the castle, and desyred them to mak the tovne patent to the kingis subiectis, as Mr Case did of befoir. Gif they help not to delyver that tovne, and to hearie that nest of the castle of Edinburgh (which is the caus of the trubles that were in England, and yit sall mak moir agane), they sall drink the dregis that hes bene brewin within it.

1

About this tyme, to wit, the 5 or 6 of Januar, Jhone Law, the post of S^t Androis being in Edinburgh, and also in the castle, ane demandit gif Jhone Knox was banist S^t Androis, and gif that his servant Richard was deid, who knowing no sic thing, confessit the treuth. But the ladie Home and vtheris wald neidis thraip in his face that he was banist the said tovne ;

1572 because that in the yarde he had reasit sum sanctis;
 January amongis whome thair come vp the devill with hornis,
 which when his servant Richart sawe, ran woode, and
 so died. O Lord heir thou thir blasphemis spoken
 against thy servant, for speaking of the treuth, and
 for declaring vnto them of that hous, that thy iustice
 man neidis punis there crewell murtheris and op-
 pressiones.

Gif this had bene thair first inventit lie, I wald ne-
 ver have bleckit paper for it; but that the world may
 know there invennowmed myndis against thame that
 speikis against thair impieteis, whome when they can
 not vtherways be revengit of according to thair wick-
 ed and devilis myndis, they goe about thus to slan-
 der and misreport to thair awin schame and confu-
 sione.

6 At this tyme, to wit, the 6 or 7 day of Januare,
 ane Andersone a corporall, or seriand to captane Mit-
 chales band that lay in the Abbay, being at singulare
 combat vpon Craigengate with ane suddart of the
 tovne, who being overcome be the said Andersone,
 and perceavit be some of Edinburgh suddartis, ane
 went privelie behind sum dyke and schot the said
 Andersone, against law of armes or honestie.

The parliament that was befor at Stirveling, in
 August last, was continewd to the 15 of Januar to

be in Leyth, and so rvn from dyet to dyet as they pleis, and now dois it rvn to the last of Februar. 1572
January

Befoir the dyet of this parliament (quhilkis rvnes as said is) till the 26 of Februar, thare was ane assemblie of the kirk, thinking that the parliament suld have haldin to the end the kirk myght have asked sic thingis as apperteanet to the liberteis therof of the regent and counsall : whairat the waster part being convenient, as they were befoir wairned to doe, desyrit the thingis that were there done at this assemblie myght stand in effect of ane Generall Assemblie, in respect that they being warnit to this culd not cum to S^t Androis at the 6 of Merch, whair the assemblie, was appointed, becaus of the trublesumnes and dangeris be the way ; and therfore this assemblie satisfeis them of the west quarter for ane Generall Assemblie, whilk yit nottheles sall hauld at the 6 day of Merch in S^t Androis.

The thingis done at the assemblie be the comissioneris that were appointt to treat with the regent and counsall, are to be reported to the assemblie at S^t Androis, to begin the 6 of Merch nixt, whilk are conteaned in ane buike made for that purpose, of the order of electione of bishopis, &c., for ane interim, &c.

At this tyme Mr Archibald Douglas, as was reported, gat a tollerance of the kirk to bruke his benefice, whilk before the kirk refused, becaus he was found

1572
January

vnmeit when he was examined at Stirveling in August preceeding. Sic doingis causes the godlie mislyk thir proceadingis, whilk will at length provoick Godis plauges, seing sic corruptione sa sone to enter into the kirk.

In register it was appointt to be put the exercise made be Mr Archibald Douglas, made at Stirveling in the assemblie in August 1571, who being comandit to prepare him self for the same be the kirk, send Mr Walter Gourlay, to bid him be reddie against the morne, (as he was appointed befor to that day), fand him playing at the tables * with the lard of Bargany; and efter he had resavit the kirkis charge in writ, fra the said Walter, answerit: 'Why not, ye may say 'I am at my studie.' On the morne when he come to the place of examinatione wanting a psalme buke, and lukiug till sum gud fellow suld len him one, Mr David Wemys bad give him the Grek testament, (per Hironiam) but he said, 'think ye, sir, that everie minister that occupeis the pulpet hes Greik;' and when he had gottin the psalme buike, after lukiug, and casting ower the leives therof a space, he desyrit sum minister to mak the prayer for him; 'for,' said he, 'I am not vsed to pray.' Efter he red his text, quhilke was the . . chapter of . . efter he sayis, 'for the 'conexione of this text, I will reid the thing that is

* This is supposed to have been backgammon.

‘befoir’, and sua red a gud space, till he come whair he began, and sa continewd his exercis with mony hastlie noses, &c. Ye may persave it was frutfull, seing he culd not pray at the beginning. O Lord, what salbe said whan sic dum dogis salbe sufferit to mock the ministrie of thy word, and the trueth therof on this maner.

1572
January

At this tyme were comandit to warde 20 or 30 of the principall lairdis of Lowthiane and Fyfe, that were favoreris of the castle, some to Ayre, Iruyng, and Wigtoun. Amonges the rest, the lard of Wemis being charged, wha befoir had bene seik, departed this lyfe.

Ther were sumoned of Edinburgh to compeir at Leyth the last of this moneth of Januar, to the number of ten or twelve scoir of persones to vnderly the law : whairof a grit part fand sovertie.

Mr Thomas Macalyene,
Cuthber Ramsay,
Hew Lader,
Peter Martene,
Thomas Martene, his sone,
David Corsbie,
William Nisbeth, merchant,
Patrick Thomsone, potinger,
William Craik,

1372
January

George Heriot, goldsmyth,
Mathew Aikman,
Allane Dickesone,
William Dickesone, his sone,
George Wachop, merchant,
Johne Wilsoun, maltman,
Edward Kynkaid, maltman,
Jhone Young, tailyeor,
James Forrest, skynner,
Thomas Mitchelsoun, tailyeor,
James Carmichell, merchand,
Adame Dickesone, potingar,
Andro Hamiltoun, merchand,
Jhone Clavie, candlemaker,
William Hackersone, bloodwet,
Thomas Bassendene,
James Dalyell, elder,
Alexander Corsbie,
William Fleming,
Walter MacCaskye, couper,
Adame Allane, merchant,
Jhone Grahame, drepere,
Jhone Spottiswoode, merchant,
James Spottiswoode, drepere,
George Johnstoun, wax-maker,
Jhone Hutchesone, saidler,
George Blyth, skynner,

1571
January

William Rae, cutlare,
Ninian Baty, merchand,
Mungo Fairlie, merchand,
David Fairlie, his brother,
Jhone M'Gill, merchand,
Jhone Hendersone,
William Fishar,
Andro Fischare,
William Fischere, his sone,
Patrick Porteous,
Ninian Porteous, his sone,
Thomas Crichtoun, measinger,
Jhone Spens, litstare,
Jhone Gordon, litstare,
Hewin Ballendene, litstare,
Jhone Cochrane, maltman,
Jhone Wilkie, maltman,
Jhone Reid, maltman,
Jhone Forrester, maltman,
Thomas Tullo, litster,
Jhone Wat, Smyth,
James Hunter, sword slipper,
Andro Patersoun, maltman,
Richart Patersoun, merchand,
James Aikman in the N. Bowe,
Jhone Thomsoun, litster,
Jhone Calderwood, saidler,

1472
January

Arthour Grange, merchand,
William Andersone, candlemaker,
William Mudie, his sone-in-law,
William Deware, tailyeor,
James Hendersone, maltman,
Thomas Andro, walker,
Thomas Alexander, tailyeor,
Jhone Wilsone, puderer,
George Smyth, tailyeor,
Robert Patersone, merchand,
Andro Robesone, skinner,
David Thomsone,
Walter Bynning, painter,
James Rynd, merchand,
Michael Rynd, goldsmyth,
Robert Mure, stabler,
Alexander Ramsay, stabler,
Alexander Ramsay, tailyeor,
Alexander Cleish, merchand,
Alexander Peerie, maltman,
Jhone Mudie, maltman,
Jhone Maine, merchant,
George Rynd, goldsmyth,
Jhone Gilchrist, smyth,
William Smyth, blacksmyth,
William Bricar, smyth,
Mathew Smyth, blacksmyth,

1572
January

Patrick Edgar, merchand,
William Symssoun, listtar,
Robert Wealoch, merchant,
Alexander Tenent, merchand,
Mr Jhone Sende, advocat,
Jhone Horne, skinner,
William Liddle, merchant,
Jhone Watsoun, smyth,
Robert Dunlap, merchant,
James Norwell, tealyeor,
Andro Bartane, merchand,
Laurence Symssone, tailyor,
Thomas Patersone, merchand, ,
William Fiddes, baxter,
Andro Darling, baxter,
James Mathesone, baxter,
Cuthbert Murray, merchant,
Cuthbert Mathesoun, webster,
Patrick Fulertoun, Gardiner,
Guilliam, the French smyth,
James Ogilvie, maltman,
The French sutare,
Jhone Bell, seidman,
Thomas Rowand, merchand,
William Laying, merchand,
Jhone Elder, meilman,
Robert Ewane,

1572
January

Jhone Govelock,
Jhone Gray, fischman,
William Staker, goldsmyth,
Alexander King, Advocat,
Jhone Crawmonde, his servand,
David Lawtie, wryter,
James Adamson, wryter,
Hew Adamsoun,
Jhone Reid, wryter,
Jhone Rind, wricht,
Alexander Stevinsoun, merchand,
Jhone Sclater, meilman,
William Stewart, wryter,
Alexander Herret, flescheor,
Jhone Jhonstoun, fleschor,
James Dobie, fleschor,
James Fleming, flescheor,
William Dickisoun, flescheor,
Thomas Hog, flescheor,
William Dobie, flescheor,
Jhone Andersone, flescheor,
James Or, flescheor,
Jhone Stoddart, merchand,
Alexander Haistie, milwryght,
Allane Rogger, meassone,
. Sinclair, meassone,

1572
January

Andro Newtoun, barboure,
Jhone Weddell, barboure,
Walter Wawen, tailyeor,
Jhone Couttis, wryter,
William Patersone, baxter,
Jhone Crichtoun, baxter,
Jhone Cunninghame, wricht,
Jhone Kennedie, wricht,
William Purves, potinger,
Jhone Scot,
James Robesone, lock smyth,
Andro Bartane,
Jhone Steill,
William Watsone, dreper,
Jhone Corser, wryter,
Allane M'Caller,
Robert Borthuik, wryter,
James Tailyeafeare,
William Liddell, smyth,
Jhone Corser, merchant,
John Heriot, litster,
Stewin Loche, glassin wryght,
David Byrning, glassin wryght,
Alexander Bartilmee, burneman,
Richard Miller, butterman,
Bartie Meane, coupar,

1572
January

Jhone Kyd,
William Jolie,
Thomas Strugeon, barker,
James Sandelandis, merchant,
Jhone Kid, worset maker,
William Davidsone, sone and air to vmquhile
Jhone Davidsone,
Jhone Mewros, wryght,
Patrik Murtho, sword slipper,
Nicoll Blythman,
Jhone Blythman, flescheor,
Dutche Hunnis,
Alexander Burnet,
Hercules Arnote, baxter,
Jhone Borthuik, baxter,
Jhone Weymis, merchand,
William Craig, maltman,
Bernard Kellie, stabler,
Jhone Millare, skynner,
James Hamiltoune, skynner,
Frances Bell, skynner,
James Roger and his sones,
George Lauder, maltman,
William Courtes, skynner.

miltoun come to an hostlarie house, whair the hard of Westerhall was and auld Carmichall, wha, after the hous was brunt, randerit them selves vnder conditione to have thair lyves saif, and sua therafter cvme furth. But after their armor was tane fra thame, the said Claud schoottis Wasterhall with a dag, and sua the rest dispatched him, the vther they carie away prisoner.

1572
January

The 25 of Januar, the Lord of Mortoun come to St Androis, for the chusing of ane new archbischoop ; for the which purpose this edict was affixt vpon the kirk dure, and also vpon the abbey yeat, the 3 of Februar, being Sunday.

25

The copie of the edict.—For sa mekle as our soverane lordis lettres vnder his hienes grit seale, are directed to the Deane and Chapter of the metropolitan kirk of St Androis, grantand them licence to chuse an vther archbischope and pastor ; the seat now vacand be the naturall death of the last archbischope therof, requyring vs to chuse sic one in name of the bischope and pastor of the same, as sall be devoit to God and to his hienes, and to his realme, profitable and faythfull ; and to the effects that the said electione may proceed to the pleasour of God, and to the weill of the king, the kirk, and the realme, the sext day of Februar are nixt to cum is appointed, requyring and chargene heirfore all the godlie ministeris nominat and ap-

1572 pointedt to represent the chapter in the Reformed
January Kirk ; that they be present at St Androis the said day,
to doe and performe that whilk to thame in the said
electione appertenis. Subscryvit at Leyth, the 24 of
Januar, the yeir of God 1572.

The ministeris that are nominat to be present,

The Pryor of St Androis, Deane,

The Pryor of Portmook,

The Ministers of

Edinburgh,	Aberbrothe,
Leyth,	Fettercairne,
Perth,	Dunse,
Carrail,	Methven,
Couper,	Eglisgreig,
Anstruther,	Forgoun in Mearnes,
Dysart,	Long Forgone in Gowrie,
Kirkaldie,	Rossie,
Kinghorne,	Lucheris,
Linlithgow,	Darsie,
Stirveling,	Kinnoquhor,
Dunbar,	Lathrisk,
Hadington,	Markinche,
Dunfermling,	Scoine,

Maister Jhone Wynram.

February The secund of Februare, the post cvme to the Lord
of Mortoun (as he was departed off the towne of Sanct
Androis to goe to Dundie), that the duck of Northfolk

was beheadit, in the Toure of Londoun, with 24 with him or therby, which after was knowen to be a lie. 1572 February

The 6 day of Februar, which was Weddinsday, 6
Mr Jhone Douglas, rector, gave specimèn doctrine (as they term it), in the oppin pulpet of Sanct Androis; the Lord of Mortoun beand present, and therafter sic as were named in the former edict, so mony as were present, were desyred to convene in the abbay for the electione of the archebischope.

Vpon Fryday thereafter, Mr Patrik Cousting* preiched, which day the persones forenamed conveynt in the abbay, whair mekle reßsoning was about the chosing of the bischop. In the end the said rector was chosen archebischope, notwithstanding that many of the godlie ministeris were against it; and George Scot, minister of Kirkaldie, take an instrument that he condescendit not. Sondag the 10 of Februarè, Jhone Knox prieched: the Lord of Mortoun being present. He refused to inaugurate the said bischop, which the superintendent of Fyfe did, who, efter the sermond, enterit the pulpet, and made an exhortatione to him that suld be elected, tane out of the first chapter of Titus, of the office of a bischope. This exhortatione endit, he followed the order which is vsed in elèctione of superin. 10

* This seems to be the same person who was afterwards archbishop of St Andrews,

1572
February. tendentis, which the superintendent demandit, and the rector answerit; having them written in a papair, reading his answeris efter everie questione. Mr Williame Cocke, baillie of St Androis, answerit it in the name of the whole people; and when all was done, the bischope of Caitnes *, Mr Jhone Spottiswood, superintendent of Lowthain, and Mr David Lyndsay, (which thrie, with the rector, sat before the pulpet on a furme, the tyme of the sermond), laid thair handis and embraced the said rector, Mr Johne Douglas, in taken of admisione to the archebischopfik. Being asked, gif any Simoniacall pactione was made or yit to be made with ony; answered, that none was nor suld be made.

Being requyred gif he suld be obedient to the kirk, and that he suld vsurpe no power over the same; answered, that he wald tak no more power, nor the counsall and generall assemblie of the kirk suld prescryve.

On the morrow, the Lord of Mortoun departed the toun of Sanct Androis towardis Leyth.

Tuo or thrie dayis befor his departour, word cumis to him that Dalkeyth was brunt by thame of Edinburgh; for they had bene in it, and brint 20 or 30

* He appears to have been Robert Stewart, a brother of the earl of Lennox.

housses, slew thrie men out of hand, and crewellie hurt and spoyled dyvers, and samekle till they were repulsed to the towne and the castle. 1572 February

The same tyme word come that Pherniherst, with a cumpanie of hagbutteris, ware departed Edinburgh to burn Jedburgh ; as they were indeid, but the regent sent for reskew of the town, the Lord Ruthven, with horsmen and futmen, who, vpon Setterday the ix of Februar, come to Jedburgh, (the abbot of Dryburgh being in his cumpany.) But Pherniherst (wha was in Hayke or therabout, waittand vpon the rest of his cumpany), hearing tell of his cuming, sent Balcleugh to take some middis, that no blude suld be sched ; the vther said, it suld be against his will gif ony blude suld be spilt, and sua pat him off. Then the Lord Ruthven *, and they that were with him, efter consultatione taken, thought best to pursew the vtheris, and to be the first onsetteris, whilk they did, and departed Jedburgh vpon Sonday at thrie houris in the morning, and sua come to Hayke. But Pherniherst, and theis that had hors, fled ; but thair were tane of the suddartis that come, to compt iii^{xx} and x. Therefter they tuik the housses of Pherniherst and pat men in them ; and therefter the Lord Ruthven and Drybruch, come to Leyth hame agane.

* Afterwards Earl of Gowrie.

1572
February
15
16

The 15 or 16 day of Februar, the Lord Hereis come to Edinburgh, and on the morne come to Leyth, and spak the regent, and doeth what he can for ane aggreement. For the whilk purpose, the marschell of Berwick, Monsr la Crocke, Frenche man, and Mr Randolph, suld come in to further the same. God preserwe vs from gritter treasoun, which iustlie may cum gif men credit faythles men. Maister Randolph (who befoir had departed out of Edinburgh the first of Januare 1571), with the marshell of Berwick, come to Leyth the 21 of Februare; for they come befoir from Dalkeyth.

The Sunday foirsaid that the archebischope of St Androis was inaugurat, some mirrie head put vp this pasquill vpon the New Colledge yett, and upon the kirk duire.

INSOMNIUM.

Dum secum ætheream gestans Ariadna coronam

Post Phœbum thecas pellit ad alta truces

Miranti in somnis, sublustri nocte potentis

Muneris Naturæ mens agitata fuit

Intuitus cœlum, cœli est mihi visa moveri

Nuta pollentis, machina tota die

Machina syderiis pulchre variata figuris

Visa est impositas accelerare vices

Non aliter distincta suis elementa moventur

Sedibus ætheras, sub regione poli.

1572
February

Subsicens gravitate solum, domus ampla legendis
 Piscibus oceanus, quam dea noctis agit.
 Quadrupedum genus, et scindentis aera pennis
 Propetibus volucres queque animata vigent
 Singula proficiunt nullo sine murmure partes
 Natura impositas grataque vota canunt
 Lumina dehinc vertens Mariana palatia versus
 Regales animi celsa virumque trias
 Occurrunt vulpes, pellax vultuque tremendus
 Mustaffas, cuius protea dextra tenet
 Obstupui tria monstra videns, que terrâ profundo
 Respirans gremio pignora clara tulit
 Et procul O rerum iuvenes devotaque diris
 Pectora quæ tantæ vos tenuere moræ
 Et triadem vocat Herrisonis vlulatibus ingens
 Tartarus, inque suas aluio adesse sum
 Singula numque suas peragunt animantia partes
 Vos tamen imbelles actio nulla movet.
Vulpes. Muneris immemorem triadem dant pingua mense
 Fercula, visceribus non tribuenda tuis
 An tibi fœmineæ sunt hec concessa tērendo
 Inguine sic mandant alma statuta patrum?
Proteo. An tibi pampinea prælargum academia lympa?
 Es dedit vt madidis contere gere comis?
Mustaffe. An tibi tales quo viscera fœda repleres
 Imperii partes rex Mariana tulit?
 Hæc pateris rector num te cum pauperi sceptro
 Muneris oblitum, grandia ferre putem?
 Quin eandem opponis vulpi, quin cornua Baccho
 Quin deus adiungens vbera lata boni?

1572
February

*Efficis vt tandem triadis pigmenta patescant
Nostra quibus longe lumina decipiunt
Sic ego sic fessis somnus me linquit ocellis
Clara processit nocte abeunte dies.*

This pasquile cuming abroad, it was not a little displeasing to Mr Robert Hamiltoun, Mr William Skene, and Mr Archibald Hamiltoun, wha tuke the same as put vp for thair caus in speciall, which I referre to him that knowes the same.

Mr Randolph and the mershell of Berwick, come in about the 19 of Februar, as commissioneris from the quene of England, to treat vpon agrieance betuixt the castle and toun of Edinburgh, and the kingis lordis that were in Leyth in this trublus tyme.

The copie of the letter *.

This pacificatione proponed be them, seames to tend to little effect; for the adversaries hes'gewin a refusall to yield thair obedience to the king, or to allow of the present regiment. Whilk two poyntis are first proponet be the quene of England; and it appeiris now that scho is driven to come to that cours, for the saiftie of hir awin esteat, and perswades the kynig of Fraunce to the lyk, be hir ambassador Sir Thomas Knyght. It is thought, scho and France is agreed to the same end, and that Monsr l'Crock is on the way repairand hetherward. The quene of Englandis libe-

* Here there is a blank in the original.

ralitie is not sa extendit, as the necessitie of our caus¹⁵⁷² craves, whairthrouth we are put to na small hasard^{February} and strait with our men of weir, a dangerous people to have to doe with. Corruptione amonges our selfis makis the weir long. The Lord Fleming had v^c men enrolled to come in Scotland. This new friendship betwixt France and England, stayes the king of France to allow their passage, and they are in effect all stayed except vii or viii^{xx}, which the said lord intendis to imbarke without armour or enseinyie, as marineris, and to land them at Crugletoun, the 4 of March 1572. Thair consciences, there honouris, there lyves, and thair heretage, they desyre to be assured and satisfied, &c.

In Februar, Mr Duncan Frisall, chanter of Ros, ane the principall, with Adam of Gordoun, was slane be ane vther of there awn men, in their sporting; who meitting vther with a certane company, made the maner of a skyrmis, and so ane having a peice charged, not knowing a bullet to be in it, schot the foirsaid that he deid.

On Monunday the thrid of March the Lord Meffane^{March 3} was slane with a peice schot out of the castle.

The sext of March the assemblie sat downe in St Androis, Mr Robert Hamiltoun beand chosen moderator, whair of many lyked the worst; for thingis went not as the most godlie and vpryght desyred: sua that

1572
March

Mr Patrik Creich, who before for iust causes was depriuit of all functione in the kirk, was admitted agane to reid the prayeris in Hathingtoun kirk, gif he and the toun culd agrie : Yea, vtheris wald have had him reading whair ever he culd in any place.

The superintendent of Fyfe, Mr Jhone Wynrome, gave ower his office of superintendent, be reassone of the archbischope that suld vse the office ; but the kirk present assembled, continewed him in his superintendencie, as of befoir, not subiect to the iurisdictione of the archbischope, but onlie to concurre with him in his visitationis or vtherwayis, as the said archebischope suld requyre, untill the nixt general assembly.

And siclyke the superintendent of Anguse and Lowthiane to continewe in thair offices while the said nixt assemblie, in maner foirsaid, without preiudice of the said archebischope of St Androis, except be vertue of his commissione.

Also the said assemblie or kirk, for certane causes moving thame, continewes Mr Jhone Douglas, archebischope, in the provestrie of the New Colledge while the nixt general assemblie, provyding alwayeis he be diligent in visitatione of his awin kirkis, perteaning to his iurisdictione ; and als that he be cairfull to foresie for ane to be placed in the said provostrie, that will have regard to the promotione of lettres therin and

of the weill of the colledge, conforme to the foundation therof.

1572
March

Heir we may sie what corruptione the kirk is come vnto now, that puttis more vpon the bak of ane auld vnable man then ten persones are able to beir ; for after he was chosen bischope, the vniversitie continew-ed him rector, which is aneuch for ane to discharge ; now also he is continewed in the provostrie of the new colledge, whilk lykwayis is sufficient for ane manis charge ; besydis the bischoperick, whilk sex gude able men wold doe nae mair then discharge that cure, and yit notwithstanding all this is laid vpon his bak, a man vnable both to travell in bodie as a man sould doe, and more vnable of his toving to teich, the principall office of a bischope.

Jhone Knoxes protestatioun against this proceeding, especiallie against the electione of this bischope. The nixt assemblie was voted to have bene haldin in Saint Jhonstoun.

The Englis ambassadoris, to wit, Mr Randolph and the merschell of Berwick, takis thair progres furth of Leyth at this tyme, and come to St Androis on Tuys-day, the xi of Merch, and departed on Weddinsday, the xii day, to Dundie, whair they abode that nyght, and on the morne departed towardis St Jhonstoun, and so goes to Stirveling to visite the kingis grace, and so returnis agane to Leyth.

1572
March

They were requested be the prowest of St Androis to cum and mak mirrie in Dairsie, the prowest place (for the lord of Mortone had willit him so to doe), but Mr Randolph refused to goe, so that provisione was in waine. Nottheles, leist the provestis provisione suld altogether have bene lost, he called the new bischop, Mr Robert Hamiltoun, and the comissar of St Androis callit Mr William Skene in thair place that refused to come; and this was the first visitatione the bischope maid out of Sanct Androis. After this visitatione (as a mirrie man said) he past to Darsie kirk.

On Tuysday the 11 of Marche was ane carmis, and thair was slane 8 or 9 of Edinburgh, and 2 or 3 of Leyth, and ten or xi tane of them the day befor. In this skirmis was ane suddart of Leyth callit Knox, being knawin to be so called, ane vther runes vpon him, and woundit him so that he is mutilat *.

- 11 One of thir dayis Alexander Stewart, wha was captane of Blackness, sauld the same to them of Edinburgh, for the whilk he gat 900 crounis. His excuse was, the regent and the kingis lordis wald not give him ony thing to keip it with, whairby he was super-expendit.

* A strong demonstration of the aversion in which the name was held.

- On Thursday, in the nyght the 13 of March, was the place of Lethingtone tane be them of Edinburgh (some men of Captane Homes having the charge of it); but vpon the Sondag, ayerlie in the morning, befoir they gat provisione, the lord Lyndsay tuke it agane.

1572
March
13

A litle befoir this tyme, in the same moneth, was the lord Boyd appointed ane of the lordis of the kingis colledge of justice; and Mr Thomas M'Callione, wha the most part had remaned in Edinburgh, and was ane of the elderis thair, wha consentit to pray for the quene, was also in the moneth befoir this admittit to his place agane in the sessione.

The 21 of Marche they of Edinburgh brint two granges of corne that pertinet to the lord of Mortoun or his men; and thus they doe what they can to set out them selfis, and to get a name be ewill doing (which they culd not be weill doing), that they myght be the more esteamed, and to have a grit power.

21

The parliament which was continued befoir fra the 27 of February till this last of March, whairin was nothing done, except the consenting to the conyene of the new money.

The secund of Apryle was the myllis brocken about the toun of Edinburgh be thame of Leyth, and men of weir planted in Craigmiller, Merchinstoun, Reidhall, and Corstorphin, with ilk band of suddartis and horsmen to keip wictuallis fra cuming to Edinburgh.

April

1572
April
5

Setterday the 5 of Apryle was the towne of Edinburgh myllis brocken; at what tyme thair was no litle skirmis for defence of thair mylles, which cost thame 8 or 9 of thair men, and a grit number ewill hurt, and ane servand of the regentis slane.

Some of thir dayis preceeding in this weik, Drewrie the merschell of Berwick his wyfe come in, and held hous in Restalrig.

- 14 The 14 of Apryle was Mr Archibald Duglas tane and send to Stirveling to be kept, wha a little before had receivit fra Mr George Hacquet furth of Flanders, fyve thousand crownes, to be send to them of the castle of Edinburgh, whairof he send but foure thousand; whairvpon the lard of Grange wrait a letter to the said Mr Archibauld, seing that fyve hundredet myght have satisfait for his panes, which letter was efter gottin with dyvers vtheris wrytingis, whairof mony were written with cypheris, to the number of 24 or 26; also it is reported that he suld have betrayed the lord of Mortoun, eather to have schot him with a dag, or vtherwayis I know not.

- 15 The horsmen that wer in Edinburgh the morne efter, which was the 15 of Aprile, cuming down athort the lynkis of Leyth (for what purpos I know not), and tacking some stufte cuming in to Leyth, ischewed out vpon them and chased them in to Edinburgh, and tuik foure horsemen, wha, after they had gotten asise,

were hanged that same day. The word whair of cuming to Edinburgh, they hanged foure suddertis of Leyth that they had tane, and a gentleman called Douglas, for the foure theives that were hanged at Leyth.

1572
April

The merschell of Berwickis wyfe maid grit request for Mr Archibald Douglas, wha was sent to Stirveling.

On Tuysday, the 22 day, Mr Randolph and the merschall of Berwick departed schortlie agane to Berwick; whither being sent for be the quene and counsall or no, I knaw not.

Weddinsday, the 23 of Apprile, certane suldartis of Captane Mitchalis went to Edinburgh, and bringand with thame the cumpanies of the towne, thought to have betrayed the abbay; and be vther tuo that were within it, wha as one of thame was opening a windoo to let in the suddartis of Edinburgh (wha brought ladders for the same purpose), Captane Mitchalis page perceaving, cryed, 'fy, treasone, treasone!' whair at the said Captane Mitchalle starting up gat a suorde and cutted the houghis of his awin suddart as he was opening the windoo, or elis making the vtheris ladders fast, wha persaving thair purpose knawin, retired, and on the morne Captaine Mitchall hangis his awin suddart; the vther within escaped;

23

1572
April
25

On Fryday, the 25 day, the lord of Mortone, with the horsemen that were in Leyth, departis out of the toun of Leyth at 10 houris at ewin, to lye in vait for Claud Hamiltoun, whome they supposed had bene cumand with sum victuallis to Edinburgh. Now they that departed out of Leyth had send sum scurrioris befor them, wha in the nyght perceaving sum lyght lounttis, thought it had bene thame whome they wated for ; and so approching, fand none but 22 suldeoris, wha were sent out of Edinburgh to the Blaknes, of whome they slew about 15 or 16, tuke fyve of the principalis and brought to Leyth, and tuo escaped. The word was, that the 16 men were slane after they were takin in the feildis. The fyve brought to Leyth were hangit after thair incuming ; bot one of thame was sent to the abbay, which flowred Captan Mit-chalis gallous ; for the which vther two suddeartis of Leyth that were in Edinburgh were brocht furth and hangit vpon Mowtrais treis, foiranent the chapell.

The prince of Oringe schippes hes tane the towne of Breill in the passione weik, whair they reformed the kirk, in breaking downe of all the imagis, and efter departis, leaving for the keiping of the toun 3000 men. Duck d'Alva hearing therof, sendis certane men of warre Spainyardis to the ile of Waker, wha were refused in Middleburgh and in the Campher, and were resavit in Flusching. Bot schortlje

after, the toun moving sum querral against thame, hangis certane of their captanes, and dryvis away the rest that escaped. Charge gewin be the said prince that they receive not the duckis men, which gif they doe, he sall drowne the whole yle of Waker.

1572
Aptil

Schortlie efter the hanging of the fyve above mentioned, thair cumes a drvme fra Edinburgh to Leyth, desyring that fair weiris may be used.

On Monunday, the 28 of Apprile, the larde of Corstorphine escaped verie narrowlie; for whose relief was slane ane horseman called Jhonstoun, ane vther taken, and a suldeore wha incontinent after thair tacking and cuming to Edinburgh, were sent forth to Mowtrais of the hill, and thair hangit, that they of Leyth myght see; and so thair is nothing but hanging on eather syde.

The Fryday preceeding, which was the 25 day, Mr Robert Gordoun, Huntleis brother, was slane be a man of his awin rackleslie, as he was clengene his dag; sua can the Lord, when he pleasis, cause the wickit ilk ane to destroy vther, whairof this may be a beginning of thair farther destructione.

About the 16 or 18 of this same moneth, they of the castle ordeaned to have tane the place of Dundas, notwithstanding that auld Lethingtoun * and his vyfe

* Sir Richard Maitland.

1572
April

was therin, and that in this maner. They sent foorth certane out of Edinburgh, disguysed in ewill apparell, with daggis under thair claythis; and so to enter in at the iron yeat, having 2 90 horsemen lyand vnder the brea reddie to have followed so sone as they had gottin within the yeat. Bot ane David Ramsay, servant to the larde of Dundas, going out of the place (to the toun of Dundas, hard adiacent to the place) to get a morning drink, perceaved tua men in the hous whair he enterit disguysed, whome he persavit to be feinyeit, runes his wayes to the place, whair vther two disguysed were at the yeat standing, whome they took in and closed the iron yeat, and incontinent after that this said David was come foorth of the hous the vther tuo therin followes him, and schot thair daggis at him :. the one of thame he supposed to have bene the young lard of Barnbugall. So sone as he was in at the yeat, the horsmen lying in wait come about the place; but what become of the tua that was tackin in the place, I can not tell.

Becaus that the young lard of Barnbugle was at this interpryse, and also fearing that the lard suld have sufferit them of Edinburgh to have his place, he was sent for be the regent and his counsall, who after tuo or thrie dayis imprisoning gat out vpon soverteis that the rebelis suld not get his place. Yit, notwith-

standing, the regent put in sum hagbuteris, and the lard was comandit to warde in the toun of Ayre. 1572
April

About the same tyme also the Hamiltounes conveying thair forces (Claud being principall), and thought to have gottin Kilsythe and to have tane it. But God disappointed the wicket of thair purposes.

The 28 of Apryle thair was ane witche brunt in St Androis, wha was accused of mony horrible thingis, which scho denyed; albeit they were sufficientlie proven. Being desyred that scho wold forgive a man, that had done hir some offence (as scho alledged), refused; then when ane vther that stude by said, gif scho did not forgive, that God wald not forgive hir, and so scho suld be dampned. But scho not caren for hell nor heawin, said opinlie, I pas not whidder I goe to hell or heawin, with dyvers vtheris execrable wordis. Efter hir handis were bound, the provest causeth lift vp hir clathis, to see hir mark that scho had, or to sie gif scho had ony thing vpon hir I can not weill tell, bot thair was a white clath like a cellore craig with stringis in betuene hir leggis, whairon was mony knottis vpon the stringis of the said cellore craig, which was tacken from hir sore against hir will; for belyke scho thought that scho suld not have died that being vpon hir, for scho said, when it was taken from hir, 'Now I have no hoip of my self.'

1572
May
5

Vpon Monunday, the 5 of May, 1572, they of Edinburgh brunt the lauche houses of Merchinstoun. The regent was to put sum men thair (which he did the morne after), to witt, 20 hagbutteris, and a doo-sone horsmen. Bot they of Leyth come to the red-dynge of the fyre, whair was thike scarmising, and grit schutting foorth of the castell, to the number of 40 schot of canone and mea. Bot yit they were dung in to the portis, and dyvers of thair men hurt; and in speciall Captane Scugall and sindrie hurt verie ewill. Ane canone bullet dingis the revell, the spurre, and the heill of the sock and hois of ane of the horsmenis leggis, without stirring the hyde. Blairwhainis hors was schot this day, wha with his cumpany gave the charge vpon the horsemen of Edinburgh, and chased thame in.

The Setterday preceeding thair was tuo of Leyth slaine, ane wha had his arme schot with a peice, and the other was Robene Semple sonne*; and both in thair foolishness to goe so neir the wallis of Edinburgh, and vpon thair ordinance, which hes bene the caus of the slaughter of mony of our men, which they neidit not to have done.

* At this time flourished a dull poet, Robert Sempill, whose pen was generally employed in celebrating the successes of the king's party.

The toun of Edinburgh at this tyme was in a verie strait poynt, for they laiketh both fyre and victuallis. The meill gave 6sh. 8d. the peke. All the poore are put out of the toun. Sic houses as they pleased they tak down, and sellis the tymber therof be stone weght. At the begining it was sauld for iid, iiijd, and now it is sauld for 6sh. 8d. the stane wecht of tymber. Some vther housess they have clene demolist; sic as Mr James Macgillis, Mr James Watsones, Nicoll Vdwardis, and sindrie vther houses a grit monie, becaus the burges men wald not give thame money.

1572
May

The copie of a bill send fra William Christisone, minister in Dundie, concerning the Ireland bischope; suld be tane in afoir.

The 21 of Apryle, 1572, thair come to Dundie ane Ireland bischope, called the bischope of Cashall, having foure or fyve servantis or futemen, recommendeth vnto the baillies be ane wryting of the lord Argyles, to further him towardis Flanderis (whair, as he said,) he was to visit the scholes. But schortlie efter his arrayvell in Dundie, he was stayed vpon ane wryting send be the regentis grace, and is wairdit in his ludgene, and his men put apart. Ane packet of lettres cassin in a dry closet be one of his servantis was suddenlie gottin agane vndefylit be one of the baillies, which packet, or mass of lettres, the lord of Buchquhane

1572
May

receavit, and send it to the regent ; amonges the which thair was found ane comission open, and sealit with sindrie grit seales, directit to the pope and the king of Spaine, written in Lating ; the sowme whair of is, ane grit complent of the heaue subiectione of Ireland be thame of England, not onlie in the heid of their religione, but also of the materis of thair comone-wealth ; desyres, therefore, the king of Spaine, or elis one called Joannes of Austria, to vindicat vnto him the kingdome of Ireland, vnto whome the baronis, lordis, gentlemen, bischopes, and comonis offeris to rander townes, castelis, dominiones, and munitiones, and promittis thame selvis to assist with bodie and gudis, vnto the tyme that not only Ireland, but also this ile be subdewed, and brought bak to the auld catholicke fayth ; and thir thingis they humble desyre to be furthered be the popes holynes, &c.

Within aught dayis after he was brought to St Androis and put in waird thair, whair he remanes at this present, the 23 of Maij. The word is that the quene of England has send for him.

18 The xviii of Maij monseur la Croce come into Leyth with the merschall of Berwick, wha laitlie had departed of befoir.

And in thir dayes they of Edinburgh come foorth and brought in a deid hors which laitlie had bene slane, which is a token of no gude cheir.

This La Croce had no comisione, but was send
from his maister to see how all thingis stude heir, and
brought letteris to the lordis, whair of heir is a copie
of one written to the lord of Glencarne *.

1572
May

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. and after returned agane to Leyth,
without any farder doing but receaving of the sover-
teis of the persones foirsaid. This iornay was thought
of money to have made the Hamiltones the more
bauld then afoir, for they daylie lay in the wood Ha-
miltoun, skirmishing with Captane Crawford and his
men, of whome they slew 7 or 8, and tuke als monie,
and him self verie hardly escaped. It was reported
that there men, who had before found sovertie to the
regent, were at the doing of this defeat to Captane
Craufurdes men; thame selvis being absent, as thought
they knew nothing of it. But he is a foole that trustis
traytoris.

The second of Julii, or there about, was Patrick
Home, captane to the regentis horsmen slane, in re-
scewing a drift of cattell which Pherniherst had broght

July

* There is a considerable blank left in the MS. apparently for
inserting the letter. All the part relative to the month of June
seems to be lost.

1572
July

off a peice land of his, which he had gottin be foirfaltrie of Jamie Hamiltone, that slew the regent.

The fourt or fyft of Julij there were certane Frenchmen suddartis, to the number of 12 or 13 (wha before had come to Leyth a ten or xi weikis befor), that went vp to Edinburgh; and when they departed Leyth, schew to Captane Home thair captane (who had weale intreated them, better then they deservit, thus schamefullie to have deceavit him), that they wold goe furth to draw on a skirmis, and so past to the tovne of Edinburgh, whair they were receavet, and at thair entres discharged thair peices for a volley; whair the lord Fleming being present (wha in the moneth preceding come out of France, and not long befor this come to Edinburgh), some of the bullatis reboundis of the calsay and hurtis him. It is thought that thir French suddartis were persuadeth be Virak and La Crock, of whome we spak befor, wha had gottin licence to cum doyme to La Crock.

At this tyme this La Crock and Mr Drurier, embassadoris or agentis of the king of France and quene of England, were diligent to have sum pacificatione (which alwayes they have been laboring since thair hither cuming), and now cuming to sum maner of appointment. Be thair meanis thir headis following were proponit, devysed, or dicted, I suld say, as is

supposit be Lethingtoun, some tymes secretare, and presentit to eather partie be a moyaner. 1572
July

The 26 of Julij, 1572. Gif peace and quyetnes be the end socht, lat no gude meanis be omitted, nor no lettis of small moment stickin at, but a plane dealing vsit.

Answer. Na thing is socht, for thair part, but peace and quyetnes, nor none sall deale more planelie nor they sall; for they seik no manis lyvis, landis, nor gudis, but the defence, restitutione, and preservatioun of thair awin.

2. It is thought they are alreddie yieldit to the obedience of the king, and will also cum to the acknowledgement of the present regiment. Gif so be, resaving suretie, the mair planelie and neirlie they deale the better end will follow, and the gritter eas for both parteis, whilk man duell in Scotland with vther; and it will cut of the langsum travellis of the forreyen mediators, be whom it wil be difficile and lang space to gar eather partie vnderstand vther.

Answer. The first part of this article, concerning the kingis obedience and the present regiment, man be treated in the pacificatione. To the remanent, as of befor, and salbe as schort in it as can be wished.

3. What forme of wordis were meittest to begin the abstinence on both parteis?

Answer. The lordis and nobilitie of Scotland bind-

1572
July

and for thame, thair adherentis, and assisteris, on the one part; and the lordis and nobilitie of Scotland convenit in Edinburgh, for thame, thair adherentis, and assisteris, on the vther parte.

4. Whither it is meitter to mak it as it were a contract, to be subsryvit be both the parteis; or rather everie partie to subscribe thair awin part of the indent?

Ansuir. Best be indent, and everie partie to have ane thereof subscribe intercheangble.

5. How mony on ilk syde sall subscribe?

Ansuir. vi. and for there part the duche, the erle of Huntlie, the lord Home, the lord Seatoun, the lord Fleming, and the captene; and for this syde, my lord regent, the erle of Mortoun, the lord Ruthuen, and sic vtheris as thei pleis.

6. Shall all the subiectis of Scotland be comprehendit vnder this abstinence, owther on the a syde or the vther; or then is thair a third partie of indifferent, for whom neather of the parteis now subscriyveris will promeis; and gif sa be, they wold be specialie excepted, for avoiding of ambiguitie.

Ansuir. The whole man be comprehendit, for the exceptione wald be ower lang to name in particulare all thame that are termit indifferent: and seing the abstinence is but schort and temporair, it hurtis not to comprehend the whole for sic a space.

1572
July

7. Althocht the present abstinence sall comprehend all : yit sum thair is, that we traist in honor, they will not desyre to be comprehendit vnder thair promeis, as in speciale the erle Bothwell, Beynstoun, Blak Ormes-toun, Pate Wilsoun, and Bothwilhaugh ; the theives and brocken men of the hielandis, and bordoris, and vtheris that may be noted.

Answer. They will neather comprehend the fyve above notit, nor yit promeis for thame, nor have nothing to doe with thame. As to the hielandis and bordoris ; becaus sum of thame hes bene actuallie in this caus with thame, they wald be comprehendit in generall, for the tyme of this abstinence ; but gif ony of thame in the meanetyme happinis to mak ony ryding in reiff or oppresseione, they will concurre for punishing of thame : for they mean not heirby that ony impunitie be gewin to sic.

8. What persones were meittest to convene on ether syde, during the tyme of the abstinence to treat vpon the pacificatione, and in what place and ordor.

Answer. For the first meiting to be on the Galowley, the erle of Mortoun, with the erle of Huntlie, the lord Home, with the lord Ruthven, the abbot of Dumfermeling, with the prior of Coldinghame, the bischop of Orknay, with the bischop of Athenis, the lord Boyd, and Sir James Balfour, or thrie or four of thir for ilk partie ; and thair to conclude with the

1572 tua ambassadoris vpon the nixt meiting, and thir meit-
July taris to be alterit as occasione sall serve.

9. Gif thair yit remane mea difficulteis befor the conclusion of the abstinence, it is to be thought how sum of iudgment, credit, and authoritie may meit for resolving of the dowtis.

Ansuir. Agreit, gif ony doubtis aryse.

During the tyme of the abstinence, the toun of Edinburgh salbe maid patent to all the kyngis lieges to resort therto, as it was when vmquhile Matheu erle of Lennox, departed furth of the same in Februar was a yeir. The regent, gif he pleis, with the tuo bandis that were in the toun the tyme foirsaid sall repair therto; the townes men of weir salbe heallie voydit furth of the same; thair sall na mea forces be in the castell, nor was the tyme of the saidis vmquhile regentis departing foirsaid.

After lang travell tane be the French ambassade, Lacrook, and maister Drurier for the quene of England, ane abstinence and cessatione from armes was tane for tua moneths, whilk began the first of August; in the which tyme, all vther mater suld be comoned and aggreit vpon, as is conteaned in this printe indenture. Subscryvit be eather partie, at Leyth and Edinburgh, the penult of Julij, 1572.

The form of the abstinence grantit be my lord regentis grace, and lordis subscryvand with him, to the lordis

*within the castell and toun of Edinburgh and thair
adherentis.*

1572
July

We the noble men of the realme of Scotland vnder
subscrivand, following the instance and exhortatione,
that the embassadoris of that most Christiane king of
France, and the quenis maiestie of England, makis
vnto vs, for our selvis or assisteris, pertakeris, and sic
as dependis on vs be the tenor heirof, sweiris and pro-
mises ane abstinence and cessatione from hostilitie,
betuixt vs and our adversaris, that presentlie be in
armes against vs, thair assisteris, pertackeris, and sic
as dependis on thame to begyn this present day, and
till indure while tuo monethis be fullie outrun. Dur-
ing the whilkis, we oblis vs, and promises that with
all sinceritie and suretie the said abstinence from weir,
and cessatione from hostilitie sall continew; and sa
sone as may be, that the nobilitie and estatis of the
realme salbe assemblit, for to advise be thair meanis,
to rander the realme peaceable, and esteatis a gude
and generall peace, whilkis with thair cumpaneis salbe
in full suretie in thair cuming to that place, remain-
ing and returning therfra, during the said space of tuo
monethis. And that so holie a wark be not retardit,
we accorde that during the trewis and abstinence, tua,
thrie, foure, or fyve men, or fewar of eather partie,
communicat together in all suretie, in sic place as salbe
agreed vpon to oppin vp the meanes for the moir

1572
July

facill atteaning to a gude peax ; and gif it chance (whilk God forbid), that at the assemblie of the said nobilitie and esteatis, the said peax and reconcilia-
atione may not be concludit, we, be the tennor heir-
of, for our part, referis the differences betuixt vs and
our said adversaris, alsweill of the abstinence as of
the peace, to the arbitrimēt of the said maist Chris-
tiane king of France, and quenis maiestie of England ;
and promises faythfullie; vpon our honoris, to accept
and hald the conditiones concerning the peace and
abstinence whilkis thair maiesties sall propone vnto
vs. Provyding that the abstinence or pacificatione
that may follow thairvpon, on no wayis tuiche the king
our sowerane lord and his estat, to the preiudice ther-
of ; and that the persones herefter excepted be sub-
iect to the iudgment and executione of the law, the
said abstinence notwithstanding: they are to say, James,
sometymes erle Bothwell, James Ormiston, some-
tyme of that ilk, Patrick Hepburne, sumtymes of
Beinstoun, Patrick Wilsoun, sumtyme servand to the
said erle ; James Hamiltoun, sometyme of Bothwel-
hauch, Jhone Hamiltoun, sumtymes provest of Both-
well his brother, with the whole theives and brocken
men, inhabitantis of the bordoris and heilandis, dis-
turbaris of the publict peace betuixt this reahne and
England, and oppressoris of the peciable subiectis of
this reahne ; provyding alwayis that so mony of the

saidis bordoreris or hielandmen as hes tane part with
ony of the parteis, be not during the abstinence per-
sewed for thingis by past ; and of it they have done
at comandement of eather partie, seing it is not meanit
that ony of thair faltis salbe covered, but only sic as
have bene directlie done in the querrall of eather partie.
Gif during the abstinence they do wrong to ony man,
it is accorded that for the same they be punisit as ap-
pertenis, and no impunitie is socht for thair attemptatis
comitted against England. But it is understand that
they salbe answerable for the same, conforme to the
lawis of the bordoris ; and to the end, that the sub-
iectis of this realme may find thame selfis presentlie
sumthing dischargit of the burding of the weir, and
may with the gritter desyre embrace that peax when
it sall pleis God to send it ; we aggrie, that indur-
ing the said abstinence, all the subiectis of this realme,
of whatsumever qualitie or conditione they be of (ex-
cept befor exceptit), may frielie and liberallie, traf-
ficque, hant, speik, and convers together over the
whole partis of this realme, vntrubled, molested, or
impecheth, eather in bodie, gudis, be wordis, or deid
in the law, or besydes the law for thingis past ; and
takis our saidis adversareis now bearing armes against
vs ; thair assisteris, pertackeris, and sic as dependis by
thame mutuallie in our protectione, menteaning and
comforting, togidder, faythfullie ane another against

1572
July

1572 the iniurie that may be done be vs, or ony that we pro-
July meis for, or be ony of thame that are enemeis to the peax:
mairover to mak the meanes of the peace the mair facile,
and that be thair familiare comunicacione and conversa-
tione, the hartis of them that able hes bene offendit
may be mollifeit, and inducit to forget thingis that
are past, be conference to be had with some of our
adversaries, and thereafter acknowledge that we are
all memberis of ane bodie, being of ane cuntrie, and
naturall Scottismen. The comunicacion and conversa-
tion sall on no wayis be forbiddin be vs to thame, but
permitted with all libertie ower all places, townes,
and rowmes whairever it may be, provyding that the
toun of Edinburgh be presentlie and first of all set at
sic libertie as it was in befoir the king our soverane
lordis gudschir, and lait regent, departed furth of the
same, vpon the 27 day of Januar, 1571. And the
castell therof to be keepit with no gritter garrisone
nor it was at that tyme; as also all the vther townes
of this realme, presentlie be set at the lyk libertie, and
made patent, sua that no place therof salbe withhaldin,
fortifeit or garnised, saiffing the castellis and fortresses,
that of all auncietie, and befoir thir trubles, hes bene
accustomet to be fortifeit and gardit; and that be this
meane all men or thair servandis, without feir of men
of weir, or violence, may frielie enter and dwell in
thair awin houses, as sall pleis thame induring the

said trewis and abstinence. And forsamekle as many persones within this realme hes induring thir trubles, seasit them selvis in vther menis landis, whairvpon thair is presentlie fructes that may be collected and win, induring the said abstinence; of the whilk debait may follow, that may stop or hinder the gude and halie effect that is to be hoipit of the said peax: we therfore accord and aggree, that they wha hes the saidis landis, sall not preis to lift the saidis fructis, and speciallie the cornes, but sall live the same stakkit in heip vpon the feildis, or in grange vntuiched or disponit vpon any way while the end of the said abstinence. And for observatione and fulfilling of all this above specifit, we oblis vs vpon our faythis, honoris, and be our solempned aythis, and that we sall gare the whole be kepit be our selvis, our adherentis, and pertakeris with vs. In witnes heiroyf, we have subscriyvit thir presentis with our handis, at Leyth, the penult day of Julij, the yeir of God, 1572 yeiris. Imprintit at Edinburgh, be Thomas Bassandyne.

Cum priuelegio regis.

1572
July

James, be the grace of God, king of Scottis, to our lovitis, messengeris, our shireffis, in that part, coniunctlie and severallie, speciallie constitute, greting. Forsamekle as our ryght traist cussing Ihone erle of Mar, lord Erskin, regent to vs,

1572
July

our realme, and lieges, and noblemen of our realme, followand the instance and exhortatione, that the ambassadoris of our darrest brother and sister, the most Christiane king of France and the quene of England, hes maid vnto thame for thame selvis, thair assisteris, pertackeris, and sic as dependis on thame, hes sworne and promiseit ane abstinence, and cessatione from hostilitie, betuixt thame that presentlie be in armes, to begin this present day, and to indure while tuo monethis be fullie outrun ; during the whilkis they have obleist and promiseit, that with all sinceritie and suretie, the same abstinence from weir and cessacione from hostilitie sall continewe : and sa sone as may be that the noblemen and esteatis of our realme salbe assemblit, for to advise be thair meanes, to rander our realme peciable, and establis a gude and general peace ; quhilkis with thair cumpaneis salbe in full suretie in thair cuming to the place remaining, or returning therfra, during the said space of tuo monthis. And that so halie a wark be not retardit ; it is accordit, that during the trewis and abstinence, tuo, thrie, foure, or fyve, mea or fewer of eather partie, may comunicat together in all suiretie in sic place as salbe agreit vpon, to oppin vp the meanes for the moir easie atteaning to a gud peax. And gif it chance (as God forbid), that at the assemblie of our said nobilitie and estaitis, the said peace and reconciliatione may not be

concludit, the difference betuixt thame, alsweill of the abstinence as of the peax, are referrit to the arbitrement of our saidis darrest brother and sister, the maist Christiane king and the quene of England ; and promeist faythfullie, vpon thair honoris, to accept and hold the conditiones concerning the peace and abstinence, whilkis thair maiesties sall propone vnto thame, provyding that the abstinence or pacificatione that may follow thervpon, on na wayis tuiche vs or our estait to the preiudice therof. And the persones heirafter excepted be subiect to the iudgment and executione of our law, the said abstinence, notwithstanding : they are to say, James, sumtyme erle of Bothwell, James Ormistoun, sumtyme of that ilk, Patrick Hepburne, sumtyme of Benestoun, Patrick Wilson, sumtyme servand to the said erle, James Hamiltoun, sumtyme of Bothwelhauch, Jhone Hamiltoun, sumtyme provost of Bothwell, his brother, with the whole theivis and brocken men, inhabitantis of our bordoris and hielandis, disturberis of the publict peax betuixt our realme and England, and oppressoris of the peciable subiectis of our realme. Provyding alwayis that samony of the said bordoreris or hieland men, as hes tane part with ony of the parteis, be not during the abstinence persewed for thingis by past, and of it they have done at the comandment of either partie ; seing it is not meant that ony of thair faultis salbe coverit, but

1572
July

1572
July

onlie sic as hes bene directlie done in the querral of eather partie. Gif during the abstinence they doe wrang to ony man, it is accordit, that for the same, they be punist as appertenis; and na impvnitie is socht for thair attemptatis comittit against England; but it is vnderstand, that they salbe answerable for the same, conforme to the lawis of our bordoris. And to the end, that the subiectis of our realme may find thame-selvis presentlie sumthing dischargit of the burding of the weir, and may with the gritter desyre embrace the peace when it sall pleis God to send it; it is aggreit, that induring the said abstinence, all the subiectis of our realme, of whatsumever qualitie or conditione they be of (except before exceptit), may frielie trafficque, hant, speik, and converse together owre all the partis of our realme, vntrublit, molestit, or impechit, owther in bodie, gudis, be wordis or deid, in the law, or besydis the law for thingis past; and hes tane ilk ane vther with thair assisteris, pertakeris, and sic as dependis on thame mutuallie in vtheris protexion, menteaning and comforting togidder faythfullie ane another against all the iniurie that may be done be thame, or ony that they may promeis for, or be ony of thame that are enemeis to the peace. Mairover, to mak the meanes of the peace the mair facile, and that be thair familiare communicatione and conversatione the hartis of thame that able hes bene offendit may

be mollifeit and inducit to forget thingis that are past ;
by conferance to be had amongis thame, and thereafter
acknowledge that they are all the memberis of ane
bodie, being of ane cuntrie, and naturall Scottismen,
the conversatione and communicatione sall on na wayis
be forbiddin to thame, bot be permitted with all li-
bertie ower all places, townes, and rowmes, whairever
it may be, provyding that the tovn of Edinburgh be
presentlie and first of all set at sic libertie as it was in
before vmquhile our darrest gudschire, and lait re-
gent, depart furth of the same vpon the xxvii day of
Januar, 1571 yeiris ; and our castell therof to be
kepit with no gritter garrisoun nor it was at that tyme,
as also all the vther tovnnes of our realme, presentlie
set at the lyk libertie and made patent ; sua that na
place therof sall be withhalding, fortifeit, or garnissed,
saiffand the castelis and fortraces that of all ancientie,
and befor thir troubles hes bene accustomed to be for-
tifeid and gardit : and that be this meane, all men or
thair servantis, without feir of men of weir or violence,
mey frelie enter, and dwell in their awin houses, as
sall pleis them induring the said trewis and abstinence.
And forsamekle as mony persones within our realme
hes induring thir troubles, seasit thame seluis in vther
menis landis, whairvpon thair is presentlie fructis that
may be collected and win during the said abstinence ;
of the whilk debait may follow, that may stop or hin-

1572
July

1572
July

der the gude and halie effect that is hoipit of the said peace: it is accordit and aggreit, that they wha hes the saidis landis sall not preis to lift vp the saidis fructis, and specialie the cornis, bot sall leive the same stakkit in heip vpon the feildis, or in grange, vntuiched or disponit vpon ony way while the end of the said abstinence; and for observacione and fulfilling of all this above specifeit, they have oblist thame, vpon thair faythis, honoris, be thair solempne aythis, that they sall gar the whole be kept be thame selvis, thair adherentis, and pertackeris with thame, lyk as at mair lenth is contenit in the severall lettres interchangeablie made, subscrivit, and delyverit heirvpon. Our will is heirfore, and we charge you straitlie, and comandis that incontinent, thir our lettres sene ye pas to the mercat croces of the heid burrowes of our realme, and vtheris places neidful, and thair be oppin proclamatione in our name and authoritie, mak publicatione heirof, that none pretend ignorance of the samen: and that ye comand and charge all and sindrie our lieges, inhabitantes of our realme, that they and everie one of them observe and keep the said abstinence, and on na wayis presume or tak vpon hand to doe or attempt ony thing tending vnto the violacione therof, vnder the pane of deid, our letters delyvering thame be you deulie execute and indorsat agane to the berare. Gewin vnder our signet, at Leyth, the pe-

nult day of Julij, and of our reigne the sext yeir, 1572. *Per actum secreti consilii.* 1572
July

Efter long travell tane be the French ambassador La Crock, and Mr Drurier for the quene of England, ane abstinence and cessatione from armes was tane for tuo moneths, as said is. The nixt day after, which was Thursday the last of Julij, the men of Edinburgh who were banisit, and had remaned in Leyth, and now through long watchingis and daylie skirmishingis (for they were alwayis als forward as the suddartis that took wages) were become gud suddartis, prepared thame to go to the toun (which was appointed to be patent), in thair armoris all in ordor, whairwith the castle men, nocht content, wald have had thame stayed for that nyght; for the whilk purpose, the embassadeure comandit thame to cum back agane when they ware at the Canogait reddie to enter into the towne; but no comand wald stay thame, and so they enterit into the tovne, standing all nyght vpon thair awin gardis into thair armes. 31

As they come into the toun, Jhone Brand minister, and ane that feared God and the kingis actione, being in the formest ranke as they enterit the portes, heaving on his govne, and a byble vnder his oxster, and Jhone Durie, exhortare in Leyth, and a gud suddart of God and the kingis, cuming behind with his armour and callevare vpon his shulder; one of Edin-

1572 July burgh sayis to Jhone Brand, what meanis this? ye cum with your gowne, and a buke vnder your oxster, and Jhone Durie with his callever, and tuo dagis at his belt; Jhone Brand answeris, it meanes we cum to offer peax, whilk gif ye refuse, ye sall have weir.

It was iudged, and be sum opinlie spokken, that gif the men of Edinburgh had not enterit that nyght as they did, thair had bene no entres at that tyme into the toun; and that they of the castle did onlie the thingis they aggreit to, but to get sum wiwaris, becaus befor the toun was famished; and that also the men of Edinburgh that had bene in Leyth had send up that same day a grit deale of victuallis, bayth of wine and vther stuffe, out of Leyth for thair provisione. Tyme will try.

Also it was reported, that they of the castell wald have had Jamie Hamiltoun of Bothwelhauch conteaned vnder the assurance.

August 1 On Fryday the first of August, the regent come vp to the toun of Edinburgh at what tyme this proclamatione was proclaimed.

The second day of the nixt moneth is appointed to the parteis specifeit to meit for the comoning of all matteris.

Before the concluding of this abstinence and cessatione of armes, becaus the men of Edinburgh had susteanet grittest lose, be the demolishing of thair houses, and spoiling of the thingis within the same;

sua that nae forayne enemie culd or wald have done half so ewill as thea traytoris of Edinburgh have done in distroying so mony fair houses and sumptuous buildingis as is done within that toun; they (I say) who had fled to Leith persaving this abstinence, and not knowing how thingis suld fall out, made this band and league amonges thame selvis, as followes :

1572
August.

We wha have subscrivit this vnderwritten wryting, vnderstanding the grit merceis of God vttered and schawin to vs in the planting of his evangle within this realme, and speciallie within the burgh of Edinburgh, wharin sumtymes we were placed, and of the innumerable benefitis powred out vpon vs of his meir gudnes, without our deserving: not onlie in delivering of vs out of the most vile slaverie, bondage, and creweltie of the devill, and of that Romane antichrist, his lievetenant, but also of strangeris seiking vs to be conqueist, and to bring vs into thirlege: as als fra pestilence, hunger, and vther plagues, when most iustlie we deservit to have bene consumed therewith; and that lastlie, for our grit ingratitude and vnthankfulness, after so many merceis schawin, has exiled vs fra our houses, tread of leaving, and possessiones, as ane father nurturing and correcting his childe whom he loves, not in ane strange cuntrie, nor far fra our awin houses, but whair daylie we may with our eyes behold thame. And yit allace hes made sic the instrumentis as sum-

1572
August tymes professit publictlie the evangle with vs, alsweill of that exile, as of the banishing of our trew pastoris, propheitis, and preicheris fra vs; as als of the plane refusall and denyell of that iust authoritie, to wit, the kingis majestie, whom God of his mercie has plased above vs, which having no regard to thair defectioun, but most vnnaturallie and crewellie has sought and seikis our lyves, hes spendit and consumed our substance, and gudis, pulled downe and sackit our houses, and done that in thame lyves, be the destroying of the whole policie within that town, to mak the same to be vtterlie sacked, and never heirefter inhabited. We, therefore, in the feare of God the Father, of his Son our Lord Jesus Christ, and of the Holie Spirit, takand to witnes his holie name, promittis, bindis, and obliissis vs faythfully, that we in all tymes herefter, with our lyves, landis, and gudis, and all that we may mak, sall set forwart and promote the blessed Evangle of our Lord Jesus Christ, professit be vs within this realme, with his true and faythfull ministeris, preicheris therof, and menteane with the kingis majestie our soverane lordis authoritie, his regent and nobilitie assistand to his grace; and sall neather for love of friendis, the tynsall of landis or gudis, or for ony vther occasione, doe or procure ony thing that may tend to the preiudice of the samyn, and that our dewtie and obedience may be made knawin and patent to the world,

1572
August.

we sall subiect, and be these presentis subiectis vs to the discipline of the law of God, and iust lawes of this realme ; and gif ony of us sall happen (as God forbid we doe), to disagrie or fall at variance, ane with ane vther, we be thir presentis, subiectis vs brotherlie to be corrected be our vther brether subscriyving thir presentis, or sa mony of thame as sall be thought most meit for aggreing or dressing of us. And in cais it can not that way be aggreed, we sall vnderly the iudgement of the prowtest and baillies of Edinburgh, conforme to the lawes. And sicklyk we and ilk ane of vs sall assist, concurre, and fortifie and tak plane part with vtheris, in the feare of God and obedience of our kyng and his regent, against his grace and other adversaries of the castell and toun of Edinburgh, thair assisteris and pertackeris, in our iust defence, lesome and ressonable caus ; and gif invasione beis made be thame against ony of vs, we and everie ane of vs, sall at our vtter power and whole force, ioyne with our saidis brether, for resisting our saidis adversaries, and sall neather hear, see, nor know the skayth of our saidis brether, but we sall oppose our selfis thereto. And forder obliss vs and ilk ane of vs, that we sall never mak defectione fra this our band, nor our saidis brether, vnder the pane never to be reput heirefter of that number, but to be excommunicat therfra, as apostates and defectioners fra our fayth, truth, and cuntrie, and not to be ioynit agane, whill we mak publict satis-

1572 factione and amendis therefore. Subscryvit with our
August handis, at Leyth, the 2 day of Julij, 1572.

About the end of Julij, or elis in the begynning of August, was the erle of Northumberland beheadit in York, on the thrid day that he come out of Berwick, or elis come thair.

The Ireland bischope before mentionet, escaped out of the castle of St Androis, the viii of August, about ane and twa in the night, whidder be negligence of the keaperis whom he caused drink hard the night befor, with vtheris in the place, till midnight, or be policie or craft, I dar not affirme; bot he came ower a grit part of the wall out at a windoe, with his scheitis rewen and made in lenth.

6 The sext of August began the general assemblie of the kirk, haldin at Perth, vnto whome Mr Knox wrytis as followes:

Albeit I have tane my leive, not onlie of you (deir brethren), but also of the whole warld, and all warldlie affairis; yet remaining in the flesch, I could not nor can not ceis to admonis you, of thingis which I know to be prejudiciall to the kirk of Christ Jesus within this realme. Above all thingis preserve the kirk from the bondage of the vniversiteis. Perswade them to ruell them selfis peaciablie, and order thair scholes in Christ, but subiect never the pulpet to thair iudgment, neither yit exempt them from your iurisdictione.

Tak heid that nothing proceed vnder your name be
 particulare factiones. Farther, I have communicated 1572
August.
 my mynd with thir two deir bræthren, (meaning Mr
 Jhone Wynrome, superintendent; and Mr Robert
 Pont); heir thame, and doe as ye will answir befor
 God, wha presentlie workis potentlie, how blind that
 ever the world remanes; fight ye in the trueth, and
 for the libertie of the same, and be assured to triumphe
 with Jesus Christ, to whose myghtie protectione I vn-
 fainedlie commit you. Of St Androis, the 5 of August,
 1572.

With this letter, which was sent be Mr Jhone Wyn-
 rome, superintendent of Fyfe, and Mr Robert Pont,
 were sent thir articles following :

First desyryng a new act to be made, ratefeing all
 thingis concerning the king and his obedience, that
 were inacted of befor, without any change, and that
 the ministeris that have contravenit the former actis to
 be corrected as accordis.

2. That sute be made to the regentis grace and
 nobilitie, menteaning the kingis caus, that whatso-
 ever proceidis in this treatie of peace, they be mynd-
 full that the kirk be not preiudged therby in ony sort,
 and that speciallie of the ministrie that have bene rob-
 bed of thair possessiones within the kirk during the
 tyme of thir troubles, (or otherways dving and iniur-
 ed), may be restored.

1572
August

3. To sute at the regentis grace, that no gift of ony bischoprik or other benefice, be gewin to ony person contrare the tenor of the actis made in the tyme of the first regent of gude memorie; and they that are gewin contrare the said actis, or to ony vnqualifeit persone, may be revocked and declared null, be ane act of secreit counsall; and that all bischoprikis vacand may be presented and qualifeit personis nominat thervnto within ane yeir after the vaiking therof; according to the order takin in Leyth be the commissioneris of the nobilitie, and of the kirk, in the moneth of Januare last. And in speciall, to complene vpon the giving of the bischoprik of Ros to the Lord Methwene.

4. That no pensiones of benefices, grit or small, be gevin be simple donatone of my lord regent, without consent of the possessoris of the said benefices having title thereto, and the admissiōe of the superintendent or commissioner of the province whair this benefice lyis: or of the bischopis lauchfullie elected according to the said ordour tackin at Leyth, and desyre ane act of counsall to be made therevpon vnto the next parliament, whairin the same may be speciallie enacted, with inhibitiōe to the lordis of sessione, to give ony letres or decreitis vpon sic simple giftis of benefices or pensiones not being gewin in maner above reherisit,

and that the kirk present assemblit, dechair all sic giftis null so far as lyes in thair power. 1572
August

5. That the first forme of presentatione to benefices whilkis were in the first and second regentis tyme, be not changed, as now it is comonlye. But that this claus be conteaned in the presentationes, that gif the persone presentit makis not residence, or beis sclanderous, or found unworthie eather in lyfe or doctrine, be the iudgment of the kirk, (to the which alwayis he sall be subject), or meit to be transportit to an vther rowme at the sight of the kirk, that the said presentatione, and all that sall fall thervpon, sall be null, and of na force nor effect; and this to have place also in the nomination of the bishopsis.

6. That an act be maid in this assemblie, that all thingis done in preiudice of the kirkis assumptione of thridis, eather be papistis or vtheris, in giving of fewis, lyfrentis, or takkis, or ony vtherwayis disponing the said assumit thridis, be declared null, with ane solemne protestatione that the whole kirk dissasentis thereto.

7. That an act be made decerning and ordeaning all bishopsis admit be the order of the kirk, now receavit, to give accompt of thair whole rentis and intro-missiones therewith, anes in the yeir, as the kirk sall appoint, for sic causes as the kirk may easilie consider the same to be most expedient and necessar.

1579
August

8. Anent the iurisdictione of the kirk, that the same be determined, in this assemblie, becaus this article has bene very long postponed.

9. To mak sute to the regent and counsall, for remedie against messmongeris and excommunicat personis.

Last, That order be tane against the procuratoris of the kirk, that procures against ministeris and ministrie, and for suiting of iustice of the kirkis actiones in the sessione.

Thir articles were redd in the assemblie, with the former lettre, but wha were appointed to be suitteris at the regent and counsallis handis, as yet I know not. But the assemblie wrait agane an answir to Mr Knox, thus :

The myghtie comfort of the Halie Gaist mote strengthen you vnto the end.

We have received your writing (deare brother in the Lord Jesus), together with certane articles and questiones, the quhilkis we have red and diligentlie considered, and findis the same both ressonable and godlie ; and therefore we have tane lyk order as we culd for the furtherance therof, as thir our brether beireris of this present, will declair vnto you. Beseikand you to comfort your self in the merceys of God through Jesus Christ, we think it not meit to truble you presentlie with long lettres, seing our myndis are all bent

(as we belive) to set forwart the self same caus which our God has put in our handis, to the advancement of his glorie, and comfort of his kirk, through Jesus Christ; to whois protectione we commit you. At Perth, the 10 of August 1572, your brether and fellow memberis in Jesus Christ;

Mr Jhone Wyrnhame,	Bischop of Caitnes,
David Lyndsay,	Jhone Erskin,
Robert Pont,	Jhone Spotswood.
Jhone Row,	

Thir questiones were also presentir at this said assemblie, which suld have bene wryttin after the former articles.

Gif a bischop being elected to a grit diocie, may be admitted besydes to the office of rector of an vniversitie, or provost of ane college, or ony vther lyke charge, or to bruke ony inferior benefice?

Gif controversie ryse vpon doctrine, before whom sall it be intreated?

Whair bischopis are placed according to the order of the kirk, whidder sall the superintendentis iurisdictione expyre or not?

Gif ony abbot may set his whole abbacie in prefudice of his successoris and of the ministrie, for the half of the thing it payed befoir or vtherwayis, farre within the avallie?

1572
August

To this assemblie the toun of Edinburgh, after they were cum hame agane to thair houses, (I meane of thame that were banist and remaned not in the toun, nor tuke part with the traytoris of the castell), send thair commissioneris, as alwayes befoir they had done at everie assemblie ; and becaus they were destitute of ministeris, desyred that they myght choise whome they pleasit to have for their minister ; becaus Mr Jhone Craig and they had gewin vther over ; for they thought that the said Mr Jhone Craig, wha was ane of thair ministeris before, swayed ower mekle to the sword hand : I will say no more of that man, but I pray God continewe with him his holie spreit, and that he be not drawin asyde be Lethingtoun.

The assemblie grantit vnto them to choise whair they pleased, with a charge also to the persone whome they wald desyre to obey, except of the two ministeris of Dundie and St Jhonstoun : and therafter the said commissioneris come to Jhone Knox, (now thair onlie minister at this present, albeit he was dwelling at St Androis), to seik his advice herein ; and also delyverit to him this lettre following, direct from the kirk and brethren of Edinburgh, for to will him returne hame agane, as followes :

The comfort of the halie spreit for saluatione. Of the restoring of vs (vndeservit) of our God, to this our toun ; we beleive ye are not ignorant, and yet we

1572
August

can not excuse our sleuth, that hes not as yit advertised you therof. But being trubled to obtene that libertie which we had befoir our departing therfra, whairin as yit we are occupied, was and is the caus of our slaknes, whilk we doubt not ye will accept in good part. Our esteat present in that thing whilk is to vs most deare, is that ministeris may be had, of whome for the present we are destitute, (you onlie excepted), moves vs more then any vther thing. And for that purpose, and treating of sic vther thingis as concerne the stait of the kirk, we directit Nicoll Vdward, with Jhone Jhonstoun, this berare to the assemblie at St Jhonstoun, who will certifie you of thair answir which they thair reseaved. Bot because ye are he to whome we are mareit under, and we to you, we wald crave and craves of God, gif habilitie of your persone myght sustene travell, that anes againe your voce myght be hard among us, and that thing reformed whilk sumtymes be you vnder God amonges vs was planted; leath we are to diseas or hurt your persone ony wayis, and far letherē to want you, we being so ioyned together in love be God; and knowing your cair to be no les for vs than it has bene heirtofore, we referre your returning to your self, and your iudgement. But gif it myght stand with your will, we desyre the samyn maist earnestlie. And knowing the sufficiencie of the beraris, wha will declair our myndis to you at grit lenth, whairin ye sall give them credit.

1572
August

We comit you to the protectione of the Eternall. Of Edinburgh, the fourth of August 1572. Your brethren and children in God, with their names subscribed with thair awin handis.

The presenteris of this letter, were the commissioneris of the said kirk of Edinburgh, as said is, (to wit) Nicoll Vdwart, and Jhone Jhonstoun, scribe, whilk lettre when they had delyvered, and schawed the gude will and answir of the generall assemblie, requyred his advise for the chois of a minister, the superintendent of Lowthiane being present, and after sum ressoning, they concludet vpon Mr James Lowsone, then sub-principal of the colledge of Aberdene, placed there be the first regent, the Lord of Murray.

Maister Knox, after the reading of his lettre, granted to the comissioneris and bereris foirsaidis to returne agane to Edinburgh; but with this conditione, that he suld not be desired nor preissed in ony sort to temper his toving, or ceis to speik against the treassonable dealingis of the castell of Edinburgh, whose tressonable and tyranous doingis he wald cry out against so lang as he were able to speik; and therefore willed them to signifie the same vnto the whole kirk and brethren of Edinburgh, leist they suld afterward either repent of his austeritie against the said castle, or yit leist they should feare to be wors intreated for his caus: whilk wordis, or the lyk in effect, the said Mr

Knox oftymes repetit to the brethrene of Edinburgh, when he was returned, befoir he enterit the pulpet. Bot they planelie confesset they never meant nor thought to put a brydle to his tvnge, but willed him to speak his conscience as he had done afoir tymes. 1572
August

The 7 of August Mr Knox departed out of St Androis, not without dolour and displeasour of the few godlie that were in that toun, but to the grit ioy and pleasour of the rest, and specialie to the Balfouris, Kirkaldies (few thought they be), and Hamiltonis (enemies to God and to the king) and thair factione, for his severitie vsed against them in his sermondis; reproving thair tressonable dealing, falsett, deceat, and trubling of this comon wealth, quhilk they culd not abyde. Bot especiallie the Hamiltones, becaus his inveying against thair tressonable murther of the first regent. For all the tyme he was in St Androis (quhilk was fra the begining of July, in anno 1571, till the 17 of August, in the year following, 1572) he preichit everie Sondag, and teichet the prophet Daniel, in the middis of the xi chapter, alwayis applying his text (as a faythful precheour ought to doe) according to the tyme and state of the people, whairby the wicked and trubleris of Godis kirk myght be knbwin and paneted out in thair culloris. Bot contrarilie Mr Robert Hamiltoun, the minister of the said toun, in all his sermondes vsit 7

1572
August

sic generalitie (as alace the maist part of ministeris doe, becaus they have no will to tak vpon them displeasure of men for the reproving of vice) that his sermondis myght be applyed to those that susteained the gude caus, alsweill as to the trubleris of this commonwealth, and the pure kirk within it, quhais doingis he alwayis went about to suppress and cover, that the same suld not appeir to the eyes of the multitude; thinking it sufficient (as oftymes was said) to have ane approved author for ony thing he spak. Bot the word of God aught to be distributed as a gude and faythfull phisitione (quhilk a minister aught to be to the saule and conscience of men) doeth his medicine; that is, according to the disease of the patient, and not to think it sufficient to give vnto him gude medicine; for that which is proper for ane is death vnto another, and that medicine that is proper and also profitable for one diseases, is most noysome and hurtfull to ane vther; therefore, as I have said, the medicine most be applyed as is most convenient for the curing of the disease of the seik; ewin so most and aught everie trew preicheor distribute the medicine of Godis word; but how that is done now a dayis (alace) is moir than evident. Be-
caus, I say, Jhone Knox did thus vse himself in his sermondis, it generit vnto him a deadlie heatreant and envye of all the foirsaidis in St Androis, and especiallie the principalis of the new colledge and the auld (a

few excepted); and yit be outward gesture, and befoir his face, they wald seme and appeir to favour and love him above the rest. 1572
August

The caus why I speik this is, that at the inauguration of the bischope of St Androis foirsaid, altogether against the mynd of Mr Knox, as he at that tyme oppinlie spak in pulpet, he gritlie inveyed against sic ordour and doingis as then was vsed. Bot Mr Jhone Rutherfurd, provest of the auld colledge, called St Salvitoris colledge, said that Mr Knox did so earnestlie speik against that doing, and macking of Mr Jhone Douglas bischope, becaus he gat not the bischopricke him self. Whairvnto Mr Knox maid answir the nixt Sondag in the pulpet, that he had refused a gritter bischopricke than ever it was, which he myght have had with the favour of gritter men than ever the vther had this bischopricke, and yit did refuse; bot onlie that he spak for discharge of his conscience, and that the kirk of Scotland suld not be subiect to that ordour which then was vsed, considering the lordis of Scotland had subscryvit and also confirmed in parliament the ordour alredie and long agoe appointed in the buke of discipline. Also the said Mr Jhone Rutherfurde at what tyme one of his colledge, called Mr Homere Blair, hath made orasone, invective against St Leonardis colledge, affirming them to be als guilty of the death of Mr William Ramsay, as Jamie of Both-

1572 wellhaugh was of the regentis slaughter, whome he
 August schot with a culvering in Linlithgow, with other mony
 iniuries against the young men of that colledge; Mr
 Jhone Rutherfurde, I say, fearing Mr Knox suld have
 spooken sumwhat in his next sermonde against the
 said orasone, or elis sumwhat for the said young men,
 or regentis of the colledge, sendis to Mr Knox his
 lettre following.

Brother in the Lord Jesus, I am within this half
 houre advertised, that some of the regentis of St Leo-
 nardis colledge have bene at you with sum report of
 the thingis that was spooken in the schooles be ane
 regent of our colledge, in his oratione publick; I de-
 syre you not to medle with thea matteris while both
 the parteis be hard, for the auld saying is trew, wha
 ewill speikis ewill heiris. It was reported what answir
 I gaive to the bischope be the beddell, of the quhilkis
 there was thir wordis, as was referrit be sum to you;
 that I said Couper in Fyfe and St Jhonstoun was ever
 authoris of seditiounes; bvt this I said, that in Couper
 and in St Jhonstoun was oft seditioun, and sua the per-
 sonis of thea tovnes suld bene ware withall (lat men
 tak it as they pleis): I wald the wordis were fals that
 I said. Be Godis grace in St Androis sall none be
 mair willing of quyetness nor I; and I assure you,
 that I never knew nor in ony sort what he that made
 the oratione was to speik, while I hard him in the

schoolis. And yit, when all salbe tried before the
 honestest of the vniversitie, it wilbe fund vtherwayis
 nor man speikis ; and gif thair be fund fault with the
 man, it sall not defend him. Bot in the meane tyme,
 I wald ye medled nothing with the mater as it apper-
 teinis nothing to you, and I assure you that we have
 als gud zeale in this colledge towardis Godis word,
 and als gude opinione of you as ony vther ; ye will
 remember heirefter of this my advertisement. Comit-
 ting you to Godis protecsione. Not willing to truble
 you eather with wryting or talking, your assured bro-
 ther in the Lord Jesus,

1572
August

Jhone Rutherfurde.

The nixt Sonday Mr Knox into the pulpet disclosed
 the contentis of this letter send vnto him, without the
 expressing of his name that send it, schawing that hi-
 therto none could accuse him of meddling in matteris
 which apperteineth not vnto him ; notwithstanding,
 whair offences were oppinlie comittit, he of his office
 aught to reprove thame whidder they ware done or
 not ; and that he knew the pairt of the young men of
 St Leonardis colledge to be vpryght and iust in that
 matter, and therefore he wald iustifie thair caus. Bot
 for the plane declaratione of this mater we man open
 the same, as the treuth is, and quhilk I knew to be
 maist true indeid.

Thair hes ever bene of auld a privie heattreat, of the

1572 other tuo colledges against St Leonardis, which began
August sumwhat more to increas efter the departour of the
man of God, Mr Gudeman, out of St Androis, wha
thair was minister; in whais rowme Mr Robert Ham-
miltoun foirsaid enterit and was minister. Now when
the trubles began, after the kingis slauchter, that was
murthered be the quene, with whome the Hamiltones
ioyned (to thair wrack), the said Mr Robert began to
be sumwhat caulder in his sermondis then he was wont
of befor; for in the tyme that my lord of Murray
had the handling of the court, in the quenis tyme, he
wald not spair to reprove most seveirly whatsoewer
he knew to be done amis, eather be the quene in the
court or vtherways; but now, I say, when that the
Hamiltones did ioyne with the quene in the defence of
hir, after the murther of hir awin husband, he began
to grow cauld in his sermondis, and never spak word
of those materis, as gif they never apperteined vnto
him; and so from tyme to tyme he thus continewed,
till at lenth the young men, regentis of St Leonardis
colledge, thinking him to be sumwhat changed, began
to admonis him, and desyre him first (as I vnderstand)
to pray for the regent my lord of Murray and the
rest of his cumpanie, for their prosperous returne out
of England. But for all thair admonishing of him, he
did nathing, but rather drew vther minesteris with
him to dissalow of all thingis done against the quene
and kingis coronatione; quhilk opinlie they spak not,

Because they durst not at the first, but as troubles began, so he and they of his factione did more and more vter thamselvis, till at lenth the foirsaid young men of St Leonardis colledge did opinlie complane of the said Mr Robert and vtheris in the generall assemblie of the kirk, and gave in particulare accusationes against them; that they did not pray for the regentis grace foirsaid, nor for the king, and for sindrie thingis spockin be thame; tending to the derogation of the kingis authoritie, with dyvers vtheris thingis, which to recite were too long; and amonges the rest that were accused, Mr William Ramsay (a learned and a gude man, but seduced be the Hamiltonis factione and Mr Jhone Rutherford); nixt vnder the said, Mr Jhone provest of St Salvitoris colledge was one, for sum thingis he had spoken for pleasour of the Hamiltones; for they made him beleive that a dochter of the auld chamerlandis of Sanct Androis, callit Hamilton, wald marie him, whom he earnestlie desyred, whairby he was drawin to follow thair factione. Bot Mr William being callit befor the assemblie tuik grit displeasour, and was not a little concerned in his mynd; whairthrow he tuik sicknes, and schortly died. He confessed to some, that for the pleasour of his intyseris he did against his conscience, which movit him to gritter dolour in his hart. Bot alwayis he died of two or thrie dayis seiknes, whilk his disease or

1572
August

1572 August seikness appeared, the Sunday before his death being in pulpet; and being required be Mr Robert Hamilton before to preich that Sunday efter none, was so caried away as one without memorie, so that he culd not observe his mater; and after he come fra the pulpet tuke his bed, and within thrie dayis (as said is) died. A fearfull document of Godis iudgmentis to many now a dayis, wha dois cleane contrarie to thair knowledge and conscience, vpon whom Godis iudgmentis sall stryk in gritter measure, gif God make them not repent. Becaus, I say, the regentis and young men of St Leonardis colledge sumoned Mr William Ramsay to the generall assemblie (as said is), which was the caus that he tuik his seiknes and died, they of the auld colledge, callit St Salvitoris colledge, bure thame ever since sic indignatione, that they sought alwayis to lay the blame of his death vpon thame, whilk this young man did, Mr Homer Blair, in open scholes in his orasione (as said is); and this was the caus of his inveying against the said colledge, for the quhilk orasone Mr Jhone Rutherfurde, being prouost of the said auld colledge, wrote as we have hard.

But to returne to thame wha bure privie indignatione in hart vnto Mr Knox for his maner of doctrine, and yit in countenance wald appeir to love him as thair brother, in speciall was the said Mr Robert Ha-

1572
August

miltoun, who had sparced abroad, and tauld to sindrie, that Mr Knox was als grit a murtherer as ony Hamiltoun in Scotland, gif all thingis were well tryed, and therefore suld not cry out so fast against murthereris; for (said Mr Robert) he had subscriyved to the death of the quenis husband, me lord Darnley, with my lord of Murray, quhilk suld have bene done in St Jhonstoune, as said is. Thir wordis Mr James Hamiltoun declared to me, beand Mr Knoxis servand; and also said, that the said Mr Robert had dyvers tymes spokken the same vnto him, and to ane called Mr Jhone Carnegie, ane vther regent that tyme, in the said new colledge; quhilk wordis, when I hard, I said, I culd not of my honour conceill the same, but wald avow him to be the speaker thereof to me, and willed him not to goe bak therof. Efter I had declared thir wordis to my maister, he wrote to Mr Robert on this manner, being ewill at eas for the tyme.

‘Thair is nothing so secreit but salbe reviled. Becaus the inhabilitie of my bodie is sic, that I may not doe the thing quhilk vtherways I gladlie wold, I wryte vnto you (not without pane) these few wordis, desyring to be resolyet whidder that ye have affirmed (to ane or mea) that ye have sene my subscriptione and consent to the murther of the lord Darnley. Of your awin conscience and knowlege ye your self can best testifie. I crave your ansuir, affirmative or negative. Subscriyvit, Jhone Knox.’ Quhilk I delyverit the

1572
August

15 of November, in anno 1571, and requyred his answir ; bot his schifiting wordis spokken to me myght have made ony man sufficientlie believe that he had spoken the same. But after long talk he willed me to give this answir : That he neadit not to have written vnto him, for gif he wald have send the leist boy to his hous he suld cum to him and satisfie him ; whilk wordis I reported agane. Therefter my maister schew the mater to the rector Mr Jhone Douglas, now made bischope, and to Mr Jhone Rutherford, desyring thame to speik Mr Robert to satisfie this sclander, or elis to byde by it, whilk gif he wald not, he wald complane to the kirk. Thairafter come the said Mr Robert and talketh with my maister ; what it was I know not, bot when I come in vpon them, my maister willed me schaw him that I tauld him it, which I confessed, and schew wha spak the same to me ; whilk when I had, I said I culd not, neather of honestie nor honour, conceill the same ; adding further, that gif I knew my maister to be sic a man, I wold not serve him for all the geir in St Androis.

Then the tryall of the mater was referred to me RICHARD BANNATYNE, be comand of my maister, whair of I thought Mr Robert had little will, or none at all. After finding fit opportunitie, I confronted the said Mr James and Mr Robert together, which he denyed, but the vther affirmed in his face to be most trew that

he had so spocken, not only to him, but also to Mr Jhone Carnegie, to bring Mr Knox in hateant and disdane. Mr Robert said he suld caus the vther repent his speaking, and that he suld have him befor the kirk to make the mendis. Then I said, gif ye be innocent, and have not spocken it, ye will do so; but gif that be not done, it may easelie be knawin that ye have spocken the same. Bot there was no moir therof, except that he said he suld caus Mr James repent it; quhilk he and the rest of the Hamiltonis did what they culd, till at lenth he was compellit to leave the colledge. Vtheris mocked him, calling him Knoxis byrd, with sic vther tantis. God grant them repenting hartes, to acknowledge thair dispyte they have against that poore man, because he had a favour to Mr Knox.

1572
August

Also Mr Archibald Hamiltoun for a long tyme come not to Jhone Knoxis sermondis, becaus that he affirmet in his teiching that Hamiltones were murtheris; and a day being appointed to him to give a ressonne why he come not to the said Mr Knoxis sermon, as he was appointed be the superintendent and be the bischope, Mr Jhone Douglas, I can not tell whidder be the ane or be thame both, that he suld come to my maisteris hous befor the said bischope of St Androis, the bischope of Caitnes, Mr Jhone Wynrome, Mr James Wilkie, primarius of St Leonardes

1572
August

colledge, and Mr Jhone Rutherford, deane of facultie and provest of the auld colledge ; and being convenit, the said Mr Archibald baid styfe, and said that he was grived to see the place (meaning the pulpet) so abused as it was; whairvnto Mr Knox willed them to tak sic order as they wald answir to God ; as one day they suld, gif ordour were not put to his contempt. At what tyme nothing was done; saving that eather of thame maid thair protestationes, in forme and maner as followes.

The 18 of July, 1572. The quhilk day Mr Knox protestit, that no thing being done, nor to be done, in this privie assemblie preludge the kirk of God within Scotland, at ony tyme heirafter ; and first, I protest that neather the pulpet of St Androis, neather that of ony congregation within the realme, be subiect to the censure of the scholes, universities, or faculties within the same, bot onlie that it be reserved to God the iudge of all, and to the generall assemblie gatherit within the same realme laughfullie. The resson of this my protestatione is, that I luicke for no better regiment in tymes to cum then hes bene in ages passing before vs ; in the whilk it is evident, that vniversities orderis weill establissit, and men raised vp to defend the kirk of God, have opprest it, and the malice of Sathan is alwayis to be feared.

Mr Archibald's protestatione. The quhilk day

Mr Archibald Hamiltoun, following the auctoritie and comand of the most venerable lordis, my lord of St Androis, Cairnes, the deane of facultie in theologie, and vther principall lordis in the vniversitie of St Androis, comperit in the inner chalmer of Mr Knoxis, in the new ludgene of the Abbey, who be his awin, and be him being charged for not cuming to his preiching, aggreit halelie to the said Mr Knox first protestatione; protesting lykewayis with him, that nothing in this privie conventionne be done suld be preiudiciall eather to ane trew reformed kirk, eather to the liberties and godlie constitutiones of this our vniversitie. Secondlie, the said Mr Archibald protestis, that neather he, nor any vther faythfull in the vniversitie, be thrallit to ony minister wha exemis him self fra order and godlie discipline, and cheiflie when as the minister sall tak that licence that doctrine to publis in the pulpet, which afoir ordinarie iudges he refused to defend in scholes, to schaw it to be consonant vnto the word of God; and his resone is, that be the contentment of the whole learned and godlie, [it is affirmed, scholes to have bene interteaned from the begynning in all reformed kirkis, to this purpose chieffie, that sanitie of doctrine myght be reteaned, and schismes and hereseis avoydit.

1572
August

After Mr Knoxis departour furth of St Androis (as said is) he landit at Leyth the 23 of August; and efter certane dayis tareing thair, he come to Edinburgh, to

23

1572 the comfort of those that were banised, as he was ;
 August and preichit in the pulpet of Edinburgh on Sunday the
 31 last of August ; but becaus his voice was feebled and
 waik, and therfore culd not be hard of the whole mul-
 titude that convened, he desyred thame to provyde for
 that place, for he confessed that his voice was never
 able (the best tyme that ewer he was) to extend to all
 that come together in St Geiles kirk, and mekle less
 now was it able to satisfie the auditour, seing that he
 was so waik, and his voice so fare spent. Therfore
 he desyrit thame that some vther place myght be ap-
 pointed for him, whare his voce myght be hard, gif
 it were but vnto ane hundret personis, which efter-
 wardis was done.

Septem. At this tyme was Mr James Lowsone send for out
 of Abirdene to cum to Edinburgh ; and therefore they
 desyrit Mr Knox to write for him, which he did as
 followes.

All worldlie strenth, yea ewin in thingis spirituall, de-
 cayes, and yit sall never the work of God decay. Be-
 lovit brother, seing that God of his mercie, far above
 my expectatione, has callit me ones agane to Edin-
 burgh, and yit that I feill nature so decayed, and
 daylie to decay, that I luke not for a long continew-
 ance of my battell, I wald gladlie anes discharge my
 conscience into your bosome, and into the bosome of
 vtheris, in whome I think the feare of God remanes ;

gif I hath had the habilitie of bodie, I suld not have put you to the pane to the whilk I now requyre you, that is anes to visite me, that we may conferre together of heawinlie thingis; for into earth there is no stabilitie, except the kirk of Jesus Christ, ever fight- and vnder the crosse, to whose myghtie protectione I hartlie comitt you. Of Edinburgh the vii of September, 1572. 7

Jhone Knox.

Vnder the subscriptione were thir wordis, ‘Haist, leist ye come to lait.’

After the receit heirof, the said Mr James come to Edinburgh about the 15 or 16 of September, and preichit in the kirk the Fryday after, whilk was lyked of all the auditour; and the Sonday thereafter, which was the 21 of September, Mr Knox began and preichet in the Tolbuith, whair he contineweth to preich everie Sonday, so lang as God gave him strenth. 15
16

The sext of September, the lord Fleming, who was hurt be the Frenche men which befor staw out of Leyth, and that be his especiale doingis and meanes, departit this lyfe in Biggar, whither he was careit in ane litter furth of the castle of Edinburgh; which litter not being able to goe furth at the castell yeat, vntill the portcullious were raised and lifted vp hier, which beand rasit vp, fell down to the ground

1572
Septem.

agane, and a part of a spelch therof fleing of, hurt Harie Balfour in the heid, wha, efter he had lyne a 10 or 11 dayis, died the xi of September. And so thir tua have gottin thare rewarde ; God gif it be his pleasour that thir his iudgments may be a warning to the rest to bring thame to repentance ; but *consuetudo mali est indelibilis*.

The 12 of September, Mr Killigrave, a gude and godlie protestant come to Edinburgh.

About this tyme come the word of the most shamefull, beastlie, crewell, and most treassonable fact that ever was hard or redd of befeir in ony historie ; the death and slaughter of that man of God, the Admiral of France, whois compair or lyke was scars to be found in Europe agane, eather in wisdome, manheid or godlines ; which treassonable and devilis act vnder trust and amitie, was done be the king, as his awin edict and declaratione therof, which followes declairis : and is translated out of French, word by word, as it was in the printed copie which the translater and wryter saw.

The kingis declaratione of the caus and occasiōe of the death of the Admirall and vtheris, his adherentis, and complices, laitlie hapned in this toun of Paris, the 24 of August, 1572. Prentit in Paris be Jhone Dallier, Librare duelling upon S^t Michaelis brige,

at the signe of the white rose, be the kingis permissione. 1572
Septem.

Be the king. His maiestie willing to mak knawin to all lordis, gentlemen, and vtheris, his subiectis, the caus and occasione of the death of the Admirall, and vtheris his adherentis complices, laitlie happened into the toun of Paris, the 24 of August, becaus the said fact may be otherwayis disguysed or wrong reported vnto thame then it is ; his said maiestie declaris, that this that is thus happenit, was done be his expres commandment, and not for ony caus of religione, nor to contravene his edict of pacificatione, quhilkis he alwayis vnderstude, as yet he will, and vnderstandis, observe, keip, and interteane ; bot to avoyde and prevent the executione of ane unhappie and detestable conspiracie, maid be the said Admirall (principall author of the same), and his adherentis and complices, in the persone of the said king and against his estate, the quene his mother, the lordis his brethren, the king of Navere, and princes, and lordis being with thame : whairfore his said maiestie makis it knawin be this present declaratione, and ordinance to all gentlemen and vtheris whatsoever of the pretendit reformed religione, that he will, and vnderstandis, that in all suretie and libertie, they may live and dwell with thair wyfis, childrene, and familieis into thair houses, vnder the protectione of the said king, lyk as

1572
Septem.

they have done heirtofore, and according to the benefite of the saidis edictis of pacificatione, comanding and ordeaning most expreslie all governoris and officiaris, and generall lievtentantis, in all his cuntreis, and provinces, and all vther, his iustices aud officiaris to whome it appertenis, not to attempt, permit, nor suffer to be attempted, nor interprysed in ony sort or maner whatsumeyer, against the persones and gudis of thame of the said religion, thair saidis wyfis, childrene, and familieis, under the pane of deid, against the transgressoris and culpables. And notwithstanding to avoyd the trubles, skladeris suspitiones, and mistrust which may happin be the occasiones of the preachingis and assemblies which may be made, alsweill in the houses of the said gentlemen as in vther places, according as it is permitted be the saidis edictis of pacificatione; his said maiestie makis ane expres inhibitione, that they mak no assembleis for ony occasione that may be, vntil that be the said king efter that he hes provydit for the tranquillitie of the realme it be vtherwayis ordeaned, and that vnder the pane of deid, disobedience and confiscatione of thair bodies and gudis. Also it is expresslie defendit vnder the saidis panes, to all thame that be resson of the foirsaidis have, or reteane ony presoneris, to tak ony ransom of thame; and that they incontinent give advertisement vnto the governoris of provinces, or vnto the

generall lievetenentis, of the names and qualiteis of the said persones, whome his said maiestie ordanes to relieve and set at libertie, gif so be they be not of the headis that have had charge for thame of the religione, or that have made ony practises or doingis, or that myght have had ony intelligence of the foirsaid conspiratione: vpon which cases, they sall incontinent advertis his said maiestie, that he may caus them vnderstand his will therin, Ordeaning also, that fra thyne furth, none be so hardie to tak or hald ony persones for the foir saidis, without expres comandement of the said kyng and his officiaris, and that none pas vpon the feildis to ony farmes or stedingis, to tak hors, meiris, oxin, kye, or ony vther bestiall, gudis, cornes, nor ony thing whatsumever, nor inissay the laboureris of the grund, but lat thame in peax exerce thair laboris in all assurance, conforme to vocatione, vnder the panes foirsaid. Made at Paris, the 28 of August, 1572. Subscryvit *Charles*, and vnderneath *Fizes*. 1571
Septem.

Notwithstanding of this declaratione of this tyrantis tressonable mynd and will, all was done but to put his crewell tyranny to further executione, be trapping and disceaving be this meanis, the poore professoris of Christis Evangle, as this advertisment from France sent to England, and fra thyne to Killigrave, in this towne of Edinburgh, evidentlie schawes,

1572
Septem.

Aduertisementis out of France in September.

First, That the kingis declaratione, which he hes set furth, tuiching the mater of the Admirall, is vterlie vaine and fals in everie poynt ; for that, contrarie to the said declaratione be the kingis awin comand, the protestantis are conteanewallie murtherit, yea, in so much as captane Jhone, who is appointed be the king to be the comone cuthrote, bringis report everie day to the king how mony he hes dispatched everie nyght, and how mony are broght in daylie to all the presones ; whairat the king takis pleasour, and willeth the said cuthrote, who hes comissione to visit all the presoneris to kill thame all.

2. The lait fact is mislyked of all, alsweill papists as vtheris, except such onlie as were authoris of the fact, or elis of the rascallis that sought for the spoile.

3. The Italianis were both the contryveris and inventaris of this murther, and also the executeris.

4. The tyranny is sic, that it hath broght in a general mistrust in all sortes of men ; for mony ritche papists were slane in the truble, and mony suitis depending befor the iudges endit be murther ; mony privat querallis revenged, and mony debtis acquyted, vnder the cullor of killing Heugonentis.

5. The Germanis so abhorre the fact, that they are

depart by fifties and 60 in company, some of thame 1572
at Orleans spoyled and put to ransone. Septem.

6. The counte of Hannow, coming to the Palsgrave, was spoyled at Paris, and kepit close be certane sulderis, and set at 4000 crownes ransone, whilk he accordit to pay, had not the king tackin order vtherways.

7. Tuo gentlemen currioris come out of Germanie to the French court, wha did report that the fact is so abhorred in Germanie, that they called thame be the way as they come *shalme*, which is als much as theif and traytor.

Occurantis advertised to the maior of Rye, and from him to the lordis of counsall the 20 of September, 1572.

From the maior and iuratis of Rye.

On Tuysday last of the said moneth, thair arryved at Rowan, a troupe of horsmen and tuo ensaingyes of fute men, sent be the king (as it was said), to put all the protestantis within the said toun to the sword. Bot they of the toun fearing to be disappointed of the spoyle which they so gridelie gaped after, sufferit thame not to enter, but thame selvis that same day befor nyght schoat all the geatis that none suld escaip; that being done, they set on the protestantis they culd find abroad in the streitis, and without all pitie or mercie murdered not onlie men, but weeman

1572
Septem.

and childrene, not sparing, as is said, infantis at thair motheris breistes ; so that the streitis lay full of slane carcasses, pitiouslie murthered, and mangled 40 in one streit, and 50 in ane vther, and towardis one of the portis, whither they fled for succor, 120, the channell rushing downe with streamies of blude of the slane abundentlie ; that being done in the streitis, they violentlie brake into the houses of those that professit the religione whairof befor they were not ignorant, and all that nyght maist miserable murtherit thame, without respect of aige, sex, or kynred, and efter enterit the prisonis of the towne, which were stuffed full of protestantis, whome befor they had apprehendit, and thair in most crewell wayis murtherit and dispatchit thame all ; which vnnaturall and crewell murder was the more, be ressonne that mony of the said tovn, which were before fled, efter they had intelligence of the former massacre of the nobilitie done at Paris, fearing the sequele were now returned home agane vpon the credite of such assurance, as by open proclamatione by the king with sound of trumpet, was in maist effectuall order of wordis gewin vnto thame.

The reportaris of the premisses having bene elderis of the reformed kirk at Rowan, and remaning at Kylbuffe, not far from Rowan at the tyme of this most wofull murther, after they had intelligence of the executione therof in Rowan, marched towardis Caen,

thair also to doe the lyk ; and as is said, that they wald cum to New Heawin to no better end. 1572
Septem.

Sir, our newes out of France doe continewe as they began, and mendit as sowre aill in sommer. Whosoewer cumeth from thame can tell of nothing but murther tressonablie done. That began, as ye know, on Sondag, being Bartilmoo day, at Paris. Straight come post after post, on efter ane vther ; so the Tuysday nixt efter that bloodie Sondag, they began at Lionis, apprehending all the protestantis, imprisoned thame inventored thair gudis, and killed thame, sending in butcheouris in vnto thame fiftie in one day in one place, and ceassd not till they had killed 3000 of thame. This we heir from Lionis of thame that wat not what to doe in this warld,

At Paris murther doeth continew, not onlie by first imprisoning thame, and in the night to hing thame and drowne thame, or elis knock them on the heidis and drowne thame, but sumtymes, ewin still after the auld disorderis of Paris, the throat cutteris killis whame they list. *O tempora, O mores ! O scelus perfidium, O Neronem redivivum gallo, cæterum dedecus !*

And yit Sir, on Fryday the quene mother tauld our embassador, that manis conscience suld [not] be forced onlie, they suld have no exercise of their religione, *perpetuum et irrevocabile dictum* : for, (said scho) ye may see that be the king of Navarre, the Prince of ondie and his vyfe, who be of the religione, and that

1572
Septem.

they be sufferit frelie and so sall be ; although the king my sone desyre thame to be catholics. Bot the Sunday after, Madame la Prince de Condie was forced to goe to mass or elis to presone, whair scho was tault scho suld sone be made bloodie ; and the prince her husband had chose to heir mass the nixt Sunday, (for hitherto he had forsaken it), or elis to goe to presone to the bastille, whair he suld not cost the king ony meate. These be thair assurances, and so much they stand to thair wordis and promises in that cuntrie. More, this last weik, on Rowland, a chanone in Notre Dames, and parliament of Paris, a notable papist, becaus he was heard vtering wordis of mislyking of the lawles kynd of proceading, without order of justice was apprehendit, comittit to presone, and as disorderlie murtherit as ony of the vther were in prison. So ewin thair the modest papistes are offendit. The vyser of the nobilitie be effrayed of this terrible example, without proces, without answir, without law or iustice, to kill quhome the prince will. Every vyse man thair luikis for a terrible vengeance of God to fall for such creweltie ; gif it be trew that the earth is accursed that souketh vp the blood of innocentis, as it is indeid, and sall eather Scotland, trust them or we fear thame. Yit feir thame we must as ragine wolves, and detestable serpentis, without God, without fayth, and without humanitie, sa fair ye weill. From Kiwuith, the 20 of September 1572.

The 22 of September the regentis grace, with certane other of the kingis lordis, came to Leyth, for to mak some appointment with thame of the castell during this present abstinence, which now drawis to an end; and after they had remaned in Leyth a few dayis, the regent and the rest of his cumpanie come to Edinburgh, whair after long talk without ony conclusiōne, an abstinence was tane the 26 day, to continew for viii dayis, in hope of sum appointment. All which tyme no vther thing was concludit, but ane vther abstinence for 4 dayis, and thereafter, vpon the viii day of October, ane abstinence was proclaimed to indure to the 6 of December nixt; and so the castell, that traytorous hous, gat the most part of their desyres, for they seik nothing but drift of tyme and abstinence to abstinence, as la Crock earnestlie sought to have ane abstinence for 3 monethis. The desyres of the castell were so far wyde, that nothing culd be granted unto thame.

1572
Septem.

At this tyme, when the regent and lordis were in this toun, becaus of this great creweltie executed in France, vpon the protestantis, ane lettre was gewin in to the counsall, desyring in effect, that order myght be tane against the crewell and tressonable conspiracies of the papistis, wha as they had begvn in France, wald doe the lyke in all vther places gif they myght, and that consultatiōne myght be tane how to avoyde thair

1572⁷ interpryses; be meanes of which lettre, this proclama-
October tion was set furth, as followes :

The copie of a proclamatione set furth be the kingis majestie and his counsall, for the conventione of the professoris of the true religione within this realme, to consult and deliberate upon the imminent dangeris and conspiraceis of the papistis.

- 3 JAMES, be the grace of God king of Scottis, to our lovitis, messingeris, and shreffis, in that part conjunctlie and severallie. Forsamekle as be ane supplicatione, it is humblie meant to vs, and exponit to our ryght traist cousing Jhone erle of Mar, Lord Erskin, regent to vs, our realme, and leges, and lordis of our privie counsall, be the barronis, gentlemen, and vtheris professoris of Christis Evangle, presentlie convenit in our burgh of Edinburgh; that in respect of the grit murtheris and moir than beistlie creweltie vsed and put in execution in dyvers partis in Europe against the trew Christianis within the same, proceeding na doubt out of that unhappie, devillis, and terrible counsall of Trent, and pretendit not onlie to be executed in forane countreis, whair eather thair power or treassone may availe, but also intendit to be prosecute and followed furth with the lyk greater creweltie (gif it were possible) against the trew Christianis heir in this our realme of Scotland, and ower all whair elis, whair ever Christis

1572
October

Evangle is sinceirlie professed, most humble requyring the present appearing danger to be foirseen and providit for, willinglie offering thame selves and all that they have to the furtherance of the same, whairthrow the wicket interpryse and devyses of the malicious and bloodie papistis, and childrene of the world, (which in thair kynd as moir busie and subtile than the childrene of God), may be with Godis help preventit and resisted. Our said cousing and regent, and lordis of our privie counsall foresaid, considering the equitie and necessitie of the said supplicatione, hes ordeanit thir our letteris to be directed in maner following. Our will is heirfore, and we straitlie charge you and comandis, that incontinent thir our lettres sene ye pas, and in our name and autoritie comand and charge all and sundrie our lieges and subiectis, professoris of Christis Evangle of all the reformed kirkis within this our realme, be open proclamations at the mercat croces of the heid burrowes of our said realme, in the parochie kirkis and vtheris places neidfull, that they and everie particulare kirk be thame selfis, send and direct thair commissioneris sufficientlie authorised, ane or mea according to the qualitie of the persones and rowme, to our said burgh of Edinburgh, or whair our said regent salbe for the tyme, the 20 day of October instant, to consult, advise, and deliberate, vpon sic materis and overtouris as may be proponit to our

1572
October

said regent and lordis of our privie counsall foirsaid, tending to the preventing, resisting, and mutuall defence of the professoris of Christis Evangle within this our realme, fra the furious rage and lawles crewelteis of the bludie and tressonable papistis, executeris of the decreis of the said devillis and terrible counsall of Trent; and in sic thingis farther as may advance Godis glorie and true religione foresaid; as everie reformed kirk will thairby declair thair earnest and Christiane affectione to the same, in sa present danger and comone perrell. Grantand also be thir presentis, full liberty, licence, protectione, and assurance, to all commissioneris of kirkis whair ever they dwell in ony partes of this realme, howsoever in tyme bygane they have bene to our authoritie, that they may sailie and frielie hant, resort, and cum to the day and place above appointed, and thair remane during the tyme of conventione to be kept for this purpose. Whair also they salbe admittit to have frie speich and voit, and to returne at thair pleasour to thair duelling place, without stop, truble, arreist, searche or impediment, to be made to them in bodies or gudis, for the space of xx dayis after the said 20 day of October, including also the tymes of thair travellis grantit to thame. Certefeing all sic as sall requyre particulare licence and assurance for this effect, that vpon thair desyre, the same salbe granted vnto thame. Comanding all our officiaris,

lieges, and subiectis, that none of thame tak vpon hand to violat this present licence, protectione, and assurance, under all hiest pane, charge, and offences, that they and ilk ane of them may comit, and iuryme against our maiestie in that part, as ye will answer to vs thervpon; the quhilk to doe we commit to you our full power, be thir our lettres, delyvering them be you dewlie execute, and indorsat agane to the bearer. Gewin under our signet, at Edinburgh, the 3 day of October, and the sext yeir of our reigne, 1572.

1572
October

With this said proclamatiōe, which was prentit, was also prentit sum articles of the counsall of Trent; the effect whairōf was, that all professoris of Christis Evangle, whame they terme Lutherianis, Hugonotes, and Calvinistis, salbe rooted vp, and that all vther protestantis in Europe salbe vterlie destroyed and sacked, and thair guidis and heretages disponit vpon, at the pleasour of the paipistis, &c. with siclyke godles inventiones; the practeis whairōf is now opinlie begun in Paris, as said is.

At this tyme, the ministeris then in Edinburgh did maist vehementlie invey against this most bestlie and more than tressonable fact; whairat the French ambassador, callit la Crocke, was not a little miscontent, becaus that his master the kyng (or rather the traytor) of France, suld be thus callit a traytor, and a murderer of his awin subiectis, ynder promeis and traist;

1572 but especiallie against Jhone Knox, wha had pronuncit
October in his sermond, and had declarit the same to the embassador to tell his master, that the sentence is pronuncit in Scotland, against that murtherer the king of France ; that Godis vengeance sall never depart from him nor his hous, but that his name sall remane an execratione vnto the posteriteis to cum, and that nane that sall come of his loynes, sall enioye that kingdom in peace and quyetnes, unles repentance prevent Godis iudgmentis.

The said la Crock desyrit of the regent and counsall, that an edict myght be put furth, that none suld speik ony thing to the dishonor of his maister, and chieflie the ministeris in thair sermondis ; and that the quene of England had set forth ane for the same purpose ; which was maist fals. But the lordis answerit, they could not stop the mouthes of the ministeris to speik against them selfis.

6 La Crock departed out of Edinburgh, and Virak also (whome Wormistoun took out of St Androis, as is befor specifedit), miscontent that this his desyre was not granted, the 6 of October, and past through England.

To what end this abstinence will cum to, gude men doubtis, because of sic as are suspect and never sufferit ony truble be remaning in Leyth are the principall counsalloris and draweris on therof ; sic as the

Lord of Montrois, wha was the chief laborer to caus
me Lord of Murray, then regent, to goe to Dumbar- 1572
ten, making him beleive to get appointment therwith, October
bot the end declared his death was sought, as after
came to pas ; when sic men are vpon counsall, what
gud thing can be hopit for. Also Tullibarne was ane
vther that was busie in this abstinence, of whome gude
and godlie men lukis for na better at his handis, nor
of the vther : God, for his Sone Christis saik, presérve
the king fra sic as he is ; for he that intendit evill
against the first regent (as he did), never man may
luke for gude of him.

Befoir the proclamatioun of this last abstinence,
Killigra, the Englis embassador, being in the castell,
and speiking with the Captane and the rest, they said
vnto him, that it was but onlie tuo or thrie ministeris
that rayled against them and called them traytoris, and
also that the toun of Edinburgh had compellit sic as wil-
linglie offerit them selvis to repentance for thair re-
maning in the toun with thame, to cum and doe the
same for feare of tinsall of thair friedome, whilk being
schawin to the kirk, they were called in befoir the
superintendent at thair synodal assemblie, thir same
personis, whame the Captane and his, alledged was
compelled, to sie gif they did it of compulsione or
not ; but culd not be at rest till they had offerit them
selvis to the kirk. Lykwayis sindrie ytheris that had

1572
October remaned in the toun, the tyme of the truble, to the number of 24 or 30 persones, come altogether at one tyme and gave in thair bill to the kirk, desyring thame to resave thame ; the copie whairof heir followis :

The forme of bill gevin in to the Sessione be thame that repentit thair remaning in the toun ; the copie whairof was gevin to Mr Killigra.

Ministeris, elderis, and diacones, humblie meanis and schawis, we your brether sumtyme in Christ, and now alace not worthie to be callit ane of that number, Hendrie Andersone, Symon Jhonstoun baxter, Jhone Hendersoun baxter, &c. ; That whair dvring the most part of thir last troubles rased be the enemeis, not onlie against our maister and salviour Jesus Christ, his true and faythfull ministeris, but als against our soverane, his gud and obedient subiectis, as in cuming in opin and plane battle to sched the blood of thame that sumtymes was our deirrest brethren, to the grit greif of our consciences, alas we confes, and now movit be the spreit of God, and calling to mynd our former defectione and haynous sclander gewin be vs to our darrest brethren ; and willing to satisfy our said soverane for the samyn, and yit during the tyme of our remaning within this burgh, we tak God to witnes we are cleane and innocent of all nyghboris gudis and geir, and willinglie submittis our selfis to the lawes of this realme, for the

same, notwithstanding ony abstinence taken or to be taken; and seing our cheif end and purpose at this present tendis onlie to coniunctione agane with Christ, his trew ministeris, faythfull brethren, and reconciliation with our soverane lord, all worldlie excuse and shiftis set apart; submittis our selfis most humbly to the discipline and gude order of the kirk. Heirfoir we most humbly beseik your godlie wisdomes, in the name of Jesus Christ, whois word sumtyme we have professit with you, and now maid defectione as said is, to resave vs agane as trew penitent brethren, into your societie and cumpany in tyme cuming, and also to be humble and earnest suitaris for vs to the civile magistrat; and we be thir presentis faythfullie promittis to your godlie wisdomes, never to mak the lyk defectione in time cuming; yea, gif the same suld tend to the los and tinsall of all our lyves and gudis, gif God of his meir grace and mercie will continew with vs his holie spreit; and als promises to forebeare all the societie and cumpany of the wickit in all tymes heirefter, and whatsoever iniunctione or comand your godlie wisdomes will impone vpon everie ane of us, for our said defectione, we sall willingly obey the samin, with all humblenes of heart, and your godlie wisdomes answer ryght humbly we crave.

1578
October

The persones and ingivaris heirof did all subscrive the same efter that they were demandit and requyred,

1572
October sa mony of thame as onlie culd write, and sic as culd not desyred the notar to doe the same for thame, be tuiching the pen, as vse is.

The copie heiroyf was gewin to the said Killigrave, whairby he myght easilie persave the wordis of thame of the castle to be maist fals. Bot tráytoris thinkis no schame to lie and invent whatsoever they think to deface eather the trueth or a ryght caus, whilk in so doing they intend to overthrow; but in the end they salbe snared into the gyrne they lay out for vtheris to their schame. Confusione and schame both heir and hyne.

20 The 20 day of October, quhilk befor was appointed for the conventione of the protestantis within this realme, being come, thair come to this toun of Edinburgh, none vtheris but the ministeris and few vther comissioneris; never ane grit man nor lord come, except the laird of Lundie, and some, but few, lairdis of Lowthain, neir by. As for ony lord, thair was none. Whither the caus was of the regentis infirmitie or seikness, or of an vther proclamatione that was made at the same tyme to goe upon the thieves was the caus, I am vncertane, quhilk both in my iudgment was some impediment, yit the ministeris for the tyme, penned thir headis and articles following, to be gewin to the regent and counsall.

The heidis and articles to be proponed in the name

of the ministeris, barones, and comissioneris of kirkis, to the regentis grace, nobilitie, and counsell. 1572
October

The assemblie of the kirk convenit at Edinburgh, the 20 day of October, 1572, according to the proclamatione: first, hes thocht expedient, in sa far as present conventione is institute, to provyde remeid against the tressonable creweltie of the papists, and to resist the same, to mitigate the wrath and indignation of God, whairby they are stirred vp against vs, for our synis, thair salbe ane publict humiliation of thame that fearis God throw out the whole realme, to begin the 23 of November nixttocum, and to end the last day of the same: and to the effect, that they who are notorious offenderis and publict sclandereris of the kirk may be brought to amendment of lyfe, or elis be excludit from the societie of the faythfull; it is thocht expedient, that betuixt and the 23 of November, in all provinces, and parochie kirkis, whair order of discipline is, the superintendentis, comissioneris of countries, ministeris, and elderis, sall call before thame at appointed dayis, the notorious offenderis within thair iurisdictiones, sic as murthereris, fornicatoris, and assisteris to murthereris, adultereris robberis of the patrimony of the kirk, or vther menis possessiones, and siclyk vther criminall persones, in all esteatis, beginning at the ministrie and nobilitie, and so proceeding to all vtheris; that wickitnes,

1572
October

and sic hynous crymes as offendis the maiestie of God, may be purged furth of this land, and speciallie that it may be knowin, that ministeris, who ought, be gude exemple, alsweill in lyfe as in doctrine, to provoik vtheris to Godlie conversatione, be not exemit. And first it is thocht necessar, that all superintendentis and comissioneris of countreis, tak diligent inquisitione, of the behaviour of all ministeris, exhortaris, and reardaris, and what faille salbe fundin, seveir correctione to follow therevpon, according to the nature of the cryme. And incais ministeris sall appeir to conceal thair awin imperfectiones, that all men may be requyred to declare to the superintendentis and comissioneris the vices that they know to be in thame, and siclyke in the reformatione of the nobilitie consistis the cheif exemple of the whole cuntrie, we crave not onlie ane generall reformatione of the imperfectiones as be in thame, but also that sic vices as in particulare salbe gewin into thame be amendit: sic as that they be reformed in the wrangous vsing of the patrimony of the kirk, applying the same to thair particular vses, to the grit hurt of the ministrie, poore, and scholes; and that the comones may be eased be thame, both in payment of thair teindis and vther dewities, in respect of thair grit povertie; and that they amend thair grit negligence in tymes past in punisment of vices throughout the whole realme: sic as incest, adultererie, blood-

schedding, and sorcerie, &c. ; and that there be notable persones, depute with commission to that effect to execute the same, and that sic as hes receaved comission alreddie be charged to proceed therin ; and that the actis of parliament and counsallis, made against the breakeris of the Sabbath day, may be lykwayis execute. Vnto the whilkis heidis we desyre my lord regentis grace to agrie, and to authorise the same.

1572
October

Secondlie, As concerning the papistis that be within this cuntrie, yit remaning, that they, without all exceptione of persones, grit or small, salbe charged alsweill be the counsall, as ministir, to compair at certain dayis as salbe appointed, befor sic as the counsall sall appoint, to give the confessione of thair fayth according to the actis of parliament ; and sic as hes not recanted to mak publict recantatione, and they that are excommunicat, for that caus to vnderly sic iniunctiones as salbe laid to thair charge ; and gif ony of them failies therin, thair whole gudis and gear to be confiscat, and thame selvis banist off the countrie : and they that are beneficed persones, thair benefice to vaik, and [be] disponit to qualifeit persones, and gif they (being decernit to be banist), be found thereafter in the countrie, it salbe lesome to all the subiectis of this realme to invaid thame, and everie one of thame to the death, as enemeis to God, the king, the kirk, and comone weill of this cuntrie ; and that sic as are con-

1572 victed may [be] execute with all rigour, and all
 October vtheris that be excommunicat for ony vther cryme or
 offence, salbe called lykwayis to particulare dyatis, to
 satisfie the kirk, or elis to incurr the lyk panes as is
 afore specifeid; and they that receaves and menteinis
 thame, gif after dew admonitiones they desist not from
 thair cumpany, salbe halden pertakeris with thame,
 and be compted in thair rank of papistes, and to be
 punised in semblable maner.

And further, we desyre, that the act of parliament
 be put in executione, that none be admitted to publict
 offices of counsall, session, or vtherwayis, that are
 knawin to be papists or favoraris of thame.

Also becaus thair is mess said in certane places of
 this countrie, as in auld Abirdene, Dunkell, Paisley,
 Eglintoun, that thair be ane speciall day appointed to
 assemble the professoris of the religione in places nixt
 adiacent to the boundis, whair the said mess are vsit,
 for apprehending of the mess sayeris, and also the
 heareris, to vnderly the law.

Lykwayis in cais this present divisione tak sum agre-
 ment and concord, that nane be comprehendit therin,
 but sic as salbe oblist for the menteanance of the re-
 ligione against the enemeis therof. Attowre that all
 persons as have (since the reformatione began) socht
 for the paipes bulles, or benefices, be haldin as pa-
 pistes, and punised therfore, conforme to the actis

of parliament ; and that all the professoris of the religionie having benefices, and able to preach, may [be] charged to doe thair office, seing it is not ressonable that they tak vp the leving and remane idle.

1572
October

Thridlie, For resisting of papistis of forane cuntreis alsweill within as without, that my lord regentis grace and nobilitie sall tak sic ordor, that ane league and confederacie be made with our nyghtbouris of England, and vther cuntreis reformed, and professing the true religionie, that we and they be ioyned together in mutual amitie, societie, to support everie ane another, whairewer tyme and occasione sall serve, for menteaning of the religionie, and resisting the enemeis therof ; lykwayes that ane solempne band and actis may be made be all thame that be professoris of the religionie within this realme, to ioyne thame selvis together, and be reddie at all ocasioness for resisting the enemeis foirsaid ; and gif ony beis fundin negligent, salbe haldin ane fals brother, and excommunication to proceed against him.

At this tyme the regentis seikness incressed more and more (althoght few or none suspected his death), so that it continewed till the 29 of October, 1572, whairin he departit this lyfe about thrie houris in the morning or therby ; which death was displeasing to mony, be ressonne the king had the fewer freindis, and was surelie kepit with him. God grant that they that

29

1572
October now hes him, may as faythfullie luke vnto him as that this his regent did.

After his death, me lord of Mortoun, and dyveris vtheris gentlemen, come to Stirveling, whair was appointed ane conventione, to be haldin at Edinburgh, the 15 of November nixt, for tacking ordour for a new regent.

About the tyme of the regentis death, it was constantlie affirmed that the water of Munros, which is in my lord of Marris landis, that a certane space of the said vater, to wit, of the trouche of the water whair it ran was dry, and the deipest of the same was dryest; and yit nottheles the said water still continewit running (as it was wonte), bayth vnder and above the place whair the dry was.

Also that same tyme at Munros, be a grit vehement wind was drevin into the sea a grit number of scheip, feading vpon the linkis thair and thair about.

Novem. The kingis lordis assemblit thrie or four dayis after the said 15 day which was appointed, whilk conventione the castle labored what they could to stop; (for they wald never have ony thing done that myght be a brydle and impediment to thair traytarous dealingis, especiallie the advancement of the kingis authoritie, althocht they have it oft in thair mouthis), whilk gif they culd not obtene that it myght be haldin in Stirveling; for the quhilk purpose, to wit, that this con-

vention might be stayed, Athole wroite to the lord ¹⁵⁷²
 Lyndsay, that sum farther order (as he said), might ^{Novem.}
 be tane betuixt the tua parteis, for they labor be all
 thair craftes to dryve tyme. The lordis being con-
 venit, consultatione was tane whairat to begin; whe-
 ther first to chose a regent, or provyde securitie for
 the kingis persone, quhilk was thocht of mony men
 to be best; bot becaus that culd not be weill done
 (as vtheris affirmed) they began at the chosing of the
 regent: and so my lord of Mortoun was elected the
 24 day of November, 1572, whilk day Jhone Knox
 departed this lyfe, of whois godlie end we sall heir
 heirefter.

At this assemblie ane parliament was appointed to
 be haldin in Edinburgh, the 15 of Januar nixt, for
 confirmatione of the regent, and farther order of the
 comone wealth.

At this tyme was a new abstinence (quhilk ran out
 the 6 of December) to the first of Januar, as the dis-
 cours of the abstinence set out in printe will schaw.

Sunday the nynt of November was Mr James Law- 9
 soun inaugurat in the pulpet of Edinburgh be Jhone
 Knox, efter that he had come fra the Tolbuith, where
 he preached; and at that tyme declared to the whole
 assemblie (as his waik voce wald serve, quhilk was
 hard but of a fewe) the dewitie of ane minister, and
 also thair dewitie to him likways; and so made the

1572 mariage (in a maner) betuixt Mr James Lawsoun,
 Novem. then made minister, and the folke, and so praysed
 God, that had gewin thame one in the place of him
 self, that was now vnable to teich, and desyred God
 to augment his graces in him a thousand fauld above
 that that he had, gif it were his pleasour; and so with
 the comone blessing endit.

13 The Tuysday after this the said Mr Knox was
 stricken with a grit host, whairwith he being so feabled
 caused him vpon the 13 day leive his ordinarie reading of
 the Byble; for ilk day he red a certane chapteris, both
 the auld Testament and new, with certane psalmes,
 quhilk psalmes he passed through everie moneth once.
 Also this same 13 day he desyred his wyfe to pay his
 servantis feis, saying, he wald never gif them another
 fie; quhilk on the morne he said to his servant, Jamie
 Campbell, in giving him his fie, thou will never get
 no more of me in this lyfe, and sua gave him xx sh
 above his wages.

Vpon the Thurisday after, Mr Knox tuik his seik-
 nes, which pat end to his lang travelis, quhilk he
 maist earnestlie cravit of God. William Maitland,
 sumtymes secretare, send down this letter out of the
 castle to the session of Edinburgh, compleaning vpon
 the said Mr Knox as followes.

It is cum to our eares be credible report, that your
 minister, Jhone Knox, alsweill publict in his sermondis

1572
Novem.

as vtherways, he sclanderit me as ane atheist, and enemie to all religione, in direct speiches, that I have planelie spokken in the castell that thair is neather heawin nor hell, and that they are thingis devysed to fray barnes, with vther sic language, tending to the lyk effect, vnworthie of Christian earis, to be rehersit in the hearing of men; which wordis, befor God, never at ony tyme proceadit from my mouth," nor yit ony vther sounding to the lyk purpose, nor whairof ony sic sentence myght be gathered; for (praysed be God) I have bene brought vp from my youth and instructed in the feare of God, and to knowe that he has appointed heawin for the habitatione of his elect, and also hell for the everlasting duelling place of the reprobat. Seing he hes thus vngentlie vsed me, and neglected his dewitie vocatione, the reule of Christian charitie, and all gud ordour malitiouslie and vntrewlie lieth on me, I crave redres therof at your handis, and that ye will tak sic order therwith that he may be compellit to communicate his authoris, and prove his alledgence, to the end that gif it be found trew (as I am weill assured he sall not be able to verifie it in ony sort) I may worthelie be repute the man he paintis me; and gif (whairof I have no doubt) the contrare fall out, ye may vse him accordinglie; at leist that heirefter ye receave not everie word proceeding from his mouth as oracles, and know that he

1572
Novem,

is a man subiect to vanitie, and that many tymes does vter his awin passionnes and vther menis inordinat affectiones in place of trew doctrine. It is convenient that, according to the Scriptoris, ye beleive not everie spreit, but try the spreitis, whither they are of God or not. Subscryvit,

William Maitland.

Vnto this letter the kirk and sessione of Edinburgh
20 made this answer, on Thurisday the 20 of November, be him that brocht the letter, as followes : Anent the complante gewin in this day, 8 dayis befor the session of this burgh of Edinburgh, be Jhone Robartson, in name of William Maitland, and subscryvit with his hand as he affirms ; and anent the answir desyrit be the said Jhone thervpon, it being deferred to this day, and the session of the kirk therewith ryplie advysit ; for answir, findis it gude that the compleanor authorise the presenter of the applicatioun with sufficient mandat, and that he dedeigne him self, gif he seikis ony benefite of the said kirk of the burgh foirsaid, to direct his supplicatione to the ministeris, elderis, and deaconis now present, admittand them as iudges in that caus, as vse is.

Two or thrie dayis after the ingiving of the said letter it was red to Mr Knox, wha be ressonne of his infirmitie and seiknes could not answir the same, which

glaidlie he wald have done, gif God had gewin him
habilitie and langer dayis. 1572
Novem.

The Fryday, which was the 14 day, he rose above 14
his accustomed dyet, and yit when he did ryse he culd
scars sit in a stoole; and then being demandit what
he wald doe vp, said he wald goe to the kirk and
preich, for he thought it had bene Sunday; and said
that he had bene all nyght meditating vpon the resur-
rectione of Christ, which he suld have preiched after
the death of Christ, whilk he had finishit in his last
sermonde the Sunday befor; for oft and mony tymes
he wishit and desyred of God that he myght end his
dayis in the teiching and meditation of that doctrine,
quhilk he did. The Setterday Jhone Durie and Arch-
ibald Stewart come in about 12 houris, not knowing
how seik he was; and for thair caus come to the ta-
ble, which was the last tyme that ever he satt at ony
therefter, for he caused perce ane hogged of wyne
which was in the seller, and willed the said Archibald
send for the same so long as it lasted, for he wald
never tarie until it were drunken.

Sunday, the 16 day, he kepit his bed, and wald 16
tak no meit (thinking it had bene the first Sunday of
the fast) quhilk the lard of Braid schaw him the con-
trarie, wha sat in the chalmer and dynd befor his
bedsyde, and caused him tak a little.

Befoir, he earnestlie desyred the kirk (I meane the

1572
Novem.

elderis and deaconis) that he myght bid thame his last gude nyght, as he had befor in the pulpet at the inauguratione of Mr James Lowsone, saying, that he wald never enter that place agane.

17

Vpon Monunday, the 17 day, the kirk come according to his desyre, vnto whome he protested that he had taught nothing but true and sound doctrine, beating downe, be the threatnings of Godis iudgments, the proude and stubborne, and reasing vp and comforting the trubled consciences be the promisses of Godis merceis; and that howsoeuer that he had bene against ony man, it was never for heatreat of the persone, but onlie to beat down in them thair vice, and that quhilk was in thame that rebelled against God, whilk he wald not leive vnpunishit, and for discharge of his conscience befor God, and that he made not merchandise of the word, whois message he bure, to whome he most mak accompt for the same. In respect whair of (albeit he was waik and ane vnworthie creature, and a fearfull man) he feared not the faces of men; and therefore exhorted them to stand constant into that doctrine quhilk they had hard of his mouth (how vnworthie that ever he was), and willed thame never to ioyne with wickitnes, and speciallie with the castle of Edinburgh, it remaning in the steat that it is, whome God wald destroy both in body and saule and they repent not. And albeit they suld not triumph

in this world and truble as they had done, yit prayed he thame never to have doings with that factione, but rather chuse with David to flie to the mountanes, then to remane in the cumpany of the wicked. And that severitie that he vsed against the larde of Grange, with whome he hes bene sa familiare, was onlie to bring himself to acknowledge himself and his shamefull declyning, that therby he myght turn to repentance, whair of he doubted; and for this purpose he willed Mr David Lyndsay, being then present, and Mr James Lowson, to signifie to the larde that Jhone Knox remanis the same man now going to die that ever he hes hard him befor, when he was able of bodie, and that they suld will him to consider what anes he was, and the steat whairin now he standis, quhilk is pairt of his truble, and yit gif he repented not, the threatenings be him promised suld fall vpon him and that house.

1572
Novem.

As for answir to the secretaris bill, he desyred men to consider thair workis, and specialie the rewingis of Edinburgh attoure the trubling of this quyet comone wealth and the kirk of God within the same, quhilkis were a sufficient declaratione to him and the whole world that he denyed there were ony God to punis sic wickitnes, or yit ony heawin or hell, whairin virtue salbe rewardet or vice punished; the workeris whair of God wald destroy and punis, as myght be sene in the

1572
Novem.

9 psalme, which gif they did beleive they wald never have comitted sic vngodlie and vnnatural wickitnes. And for answir to that that he said, he was brought vp and instructed in the feir of God, &c. ; it was not the educatione that made a trew Christiane, neather yit that brought the feare and knowledge of God to ony man, but onlie the illuminatione of the heart to the spirit of God ; for who was better brought vp than Julianus the apostate, and sindrie vtheris.

As to the nominatione of the reportaris of the bill requyred be refusit, although he culd weill enough have done it.

Whair the bill said, that Jhone Knox was a man subiect to vanitie, and all is not oracles that comes out of his mouth ; whairto the said Mr Knox answiris, that he confessit he was but a most vyle creature and a wretched man ; nottheles the thingis that he hes spooken suld be found als trew as the oracles that have bene spooken be ony of the servandis of God befor ; for he had said nothing but that whairof he was assured to be the word of God, (to wit) that the iustice of God sall never be satisfied against the schedderis of innocent blood, vntill the blude of the schedder be sched agane be order of iustice to satisfie the same, or elis that God vtherwayis move his heart vnto repentance, and that God wald destroy the wicked and cast thame into hell, as may be sene in the 9 psalme,

quhilk he caused them reid, for he hes bene the chief author of all the truble done both in England and Scotland; and so with exhortatione vnto thame all, he comendeth thame to God, who after the prayer red for the seik (as it is in the Psalme buicke), they departit with tearis. Efter this speiking he was the wors, and tuke a gritter and mair vehement working, for he never spak almost but with grit payne; and yit verie few come in (that he saw) to whome he gave not sum admonitione or exhortatione.

1572
Novem.

Befoir his seiknes, he gave comand to his wyfe and his servant Richart, that when God suld send him seiknes, that he was not able to reid himself, that then one of thame suld reid vnto him ilk day the 17 chapter of Jhones Gospell, a chapter of the Epistle to the Ephesianis, and the 53 of Esaii, whilk was done; so that few houris or none of the day did pas ower, whairin sumwhat was not red, besydes, according as he wald appoint, and oftymes sum sermondis of Calvine in French, and of the Psalmes; and sindrie tymes when as we wald be reiding of the forsaidis sermondies (which were vpon the Ephesianis) thinking him to be a sleip, we wald ask gif that he hard, whairto he wald answir, I heir (I prais God) and vnderstandis far better, whilk worde he spak the last tyme about foure houris befor his last breath.

The lord Boyd come in vnto him and said, I knaw,

1572 sir, that I have offendit you in mony thingis, and am
 Novem. now cum to crave your pardon ; but what farder was
 between thame I knaw not, for they were allone.

19 The lord of Mortoun, Boyde, and the lard of Drum-
 lanrige, come in the Weddinsday, the 19 day. What
 purpose was amonges them, none but them selfis
 knew.

The nixt day the lord Lyndsay, bischop of Caitnes,
 and sindrie vtheris gentlemen, come in, whome he ex-
 horted to continew in the truth that they had heard,
 for vther word of saluatione thair is none ; and ear-
 nestlie besought them (as he did to everie one that he
 spak vnto) to have nothing to doe with that dampna-
 ble hous of the castell of Edinburgh ; I mean not
 (sayis he) be the stanes, &c. but be thois that are
 within that hous, whome God sall confound, bayth
 in this lyfe and eternallie in bodie and saule, gif they
 repent not, whilk appearis not, and mak thair names
 to remane in execratione to the posteritie to cum.

My lordis Ruthwen, Glencarne, and dyvers vtheris,
 at sindrie tymes, did visit him, but me lord Ruthuen
 (wha come but ones) said, gif thair be ony thing, sir,
 that I am able to doe for you, I pray you charge me ;
 who answerit, I cair not for all the pleasour and friend-
 ship of the world.

A gentle woman, and ane that fearis God, desyring
 him to praise God for that that he had bene, and sa

began as it were to praise him, he said, ‘tovng, tovng,
 ‘ladie, flesh of itself is ower proude, and neidis no
 ‘meanis to esteame the self;’ and thair also protested,
 as oftymes he did bayth befor and efter, that he did
 onlie cleame the frie mercie of God, schawed into
 mankind in the blude of his deare son Jesus Christ,
 whom onlie I embraced for his perfectione, iustice,
 ryghteousnes, &c. ; and willed her never to puff vp
 flesh, which of itself was to prone and reddie to doe
 the same without ony vther provocation ; and so ex-
 hortet hir vnto humilitie, and to cast away pryde; and
 desyred her to remember the wordis of a woman,
 spocken to hir long ago, saying, ‘ladie, ladie, the black
 ‘one hes never yit trampit vpon your fute;’ and so with
 exhortatione in the feare of God, and into that doc-
 trine which they have hard of him, he baid thame fair
 weill.

1572
 Novem.

At this tyme also, thir being departit, he sayis to
 the lard of Braid, ‘ilk ane biddis me gude nyght, but
 when will ye doe it ; I have [bene] greatlie behaudin
 and indebted vnto you, quhilk I can never be able to
 recompence you, but I comit you to one who is able
 to doe it, that is, to the eternal God.’

Vpon Fryday, the 21 day, he comandit Richart to
 gar mak his kist, whairin he was borne to his buriall.

Sonday, the 23 day (which was the first Sonday of
 the fast) at afternoone, all being at the kirk except

21

23

1572
Novem.

thame that vated vpon him, after that he had lyne a gude space verie quyet, as we thought, he sayis, gif ony be present, lat thame cum and see the work of God (for then he thought he should have departed, as we iudged); at what tyme I send for Jhone Jhonstoun, he burstis foorth in thir wordis, I have bene in meditatione thir tuo last nyghtis of the trubled kirk of God, the spous of Jesus Christ, despysed of the warld, but pretious in his sycht, I have called to God for it, and have committit it to hir head Jesus Christ; I have bene fightand against Sathan, who is ever reddie to assault; yea, I have fochten against spiritual wickitnes in heawinlie thingis, and have prevaled; I have bene in heawin and have possession, and I have taisted of the hewinlie ioys, whair presentlie I am; and thereafter said the Lordis prayer and the beleif, with some paraphrases vpon everie petitione and article of thame; and in saying our Father which art in heawin, he sayis, who can pronounce so holie wordis.

Efter the sermond, mony come in to sie him, and sum seing him draw his breath sa schortlie, askit gif he had ony pane, whilk when he understude, answerit and said, I have no more pane then he that is now in heawin, and am content, gif God so pleis, to lye heir for sewin years. Therefore he said oft and sindrie tymes, live in Christ, and lat never flesh feare death;

his meaning was, that gif we live in Christ, no man sall feare death. 1572
Novem.

When he would be lying, as we supposed, in a sleip, then was he at his meditatione, as his manifold sentences may weill declair, as this that I have befoir said, whairin he wald often burst foorth, lyve in Christ, and Lord grant vs the ryght and parfyte hetread of syn, as weill be the document of thy mercies as of thy iudgment; Lord grant trew pastoris to thy kirk, that puritie of doctrine may be reteaned, and restore agane to this comone wealth with godlie rewlaris and magistrates. Anes, Lord, mak ane end of truble; Lord, I comend my spreit, saull and bodie, and all into thy handis, with innewmerable sic lyke sentences.

Monunday, which was the 24 of November, he 24
departed this lyfe to his eternall rest. He rose about 9 or ten houris, and wald not lye (and yit he was not able to stand alone), and pat on his hois and doublet, and sat on a chair the space of half ane houre, and therefter went to bed, whair he wrought in drawing of his end; and being asked of the gud man of Kyngincleuch gif he had ony pane, said, it is no pane-full pane, but sic a pane as, I trust, sall put end to the battell; he sayis also to the said Robert, I man leive the cair of my wyfe and bairnes vnto you, vnto whome ye man be a husband in my rowme,

1572
Novem.

A litle at afternone he caused his wyfe reid the 15 chapter of the first Epistle to the Corinthians, of the resurrectione, to whome he said, is not that a comfortable chapter. A litle efter he sayes, now, for the last, I comend my saul, spreit and bodie (pointing vpon his thrie fingeris), vnto thy hand, O Lord; therefter about fyve houris he sayis to his wyfe, goe reid whair I caist my first ancre; and so scho red the 17 of Jhones Evangle, whilk being endit, was red sum of Calvinis sermondis upon the Ephesianis; we thinking he was a sleip, demandit gif he heard, answirit, I heir, and vnderstandis far better, I prais God.

A nyght befor, Doctor Prestoun, about ix houris at ewin, demandit how he did, said, I have bene tempted be Sathan, and when he saw that he culd not prevaile, he tempted me to have trusted into my self, or to have reiosed or bosted of my self, but I repulsed him with this sentence, *quid habes, quod non accepisti.*

Efter all, about sewin houris at ewen, we left reading, thinking he had been asleep, so he lay still while after ten houris, except that sumtymes he wald bid weit his mouth with a little waik aile: and half ane houre after ten or therby, we went to our ordinary prayer, (quhilk was the longer or we went to thame, becaus we thought he had bene sleipand), and quhilk being endit, Doctour Prestoun sayis to him, Sir, hard ye the prayeris, answerit, I wald to God that ye and all men

hard them as I have hard thame, and I praise God of that heavenlie sound. Efter the said Doctor was risen vp, Robert Campbell sitis dovine befor him on a stule, and suddenlie thereafter he sayes, Now it is cum, for he had gewin ane lang sicke and sobe; then Richart sitting dovine befor him said, Now, Sir, the tyme that ye have long callit to God for, to wit, ane end of your battle, is cum; and seing all naturall power now failes, remember vpon thae comfortable promises which often tymes ye have schawin to us of our salviour Jesus Christ, and that we may vnderstand and know that ye heir vs, mak vs some signe; and so he lifted up his head and incontinent thereafter randerit up the spreit, and sleipit away without ony pane the day afor said, about allevin houris at ewin, quhilk day my lord of Mortoun was elected regent, as said is.

1572
Novem.

On this maner departed this man of God, the lycht of Scotland, the comfort of the kirk within the same, the mirror of godlines, and patrone and ex-
 ample to all trew ministeris, in puritie of lyfe, soundnes in doctrine, and in bauldness in reprovng of wickitnes; and one that cared not the favor of men, (how great soever they were), to reprove thair abuses and synis.

In him was sic a myghtie spreit of iudgment and wisdom, that the truble never come to the kirk sen his entering in publict preiching but he foir saw the

1572
Novem. end therof, so that he had ever reddie a trew counsall and a faythfull to teich men that wald be taught to tak the best and leive the worst ; so that he that followed his counsall, in the end had ever occasion never to repent him ; and contrarie, sic as have rejected the same have cassin thame selfis in maist shamefull wickitnes, and have cum in a part, and daylie mair and mair are lyk to cum and fall to a most miserable ruyn, both of soul and bodie, quhilk vndoutedlie sall cum vpon them gif repentance prevent not Godis iudgmentis, as may be weill verefeit this day in the Hamiltonis, the lard of Grange, and William Maitland, whois end behauld when it comis.

But heir sum may object, as mony have said, that my Lord of Murray of gud memorie had not deid sic a death gif he had not followed his counsall ; whairto it is answerit, that gud counsall is not the wors, albeit wickit men persecute thame that follow it ; for so have all the godlie bene persecuted from the beginning, for following the trueth and the gud counsall of God and his servants. And as to the regentis slaughter, gif his counsall had bene followed when the Mr of Grahame come and drew him to Dumbartane, he planelie said to the regent then, that it was onlie done for a trane be that meanis to cut him off, as it come to pas ; also when he was in Stirveling, being returned from Dumbartane, he sent me to my ladië the regentis

wyfe, tuo sundrie tymes, and desyrit her to signifie my
lörd her husband, that he suld not cum to Lynlyth-
gow. So that gif his counsall had bene followed, he
had not died at that tyme. And my ladie the last
tyme sent Mr Jhone Wood, to desyre him to avoid
Lynlythgow. Bot God thought vs not worthie of sic
a rewlare above vs, and also he wald therby have the
wickitnes of vtheris knawin, whilk then was hid; and
therefore did God then tak him fra us. But lat the
Hamiltonis, the lard of Grange, with the rest of that
facione, lay thair compt and reckon thair advantage
and wining since.

1572
Novem.

What dexteritie in teiching, bauldnes in reproving,
and heattreant of wickitnes was in him, my ignorant
dulnes is not able to declair; whilk gif I suld preis to
set out, were as who wald lycht a candle to lat men
sie the sone, seing all his vertewis are better knawin
and not hid to the warld a thousand fald better than I
am able to sxpres.

Vpon the Weddinsday efter he was bureid, being
convoeyed with the regent and the lordis that were in
toun for the tyme, with mony a sorrowful hart.

1572
Novem. *A breif declaratiōe how materis have proceidit during the last abstinence, and how in the default of the rebellis, with halderis of the castell of Edinburgh, the weir is renewit the 1 of Januar 1573.*

Forsamekle as efter the long civile distractiōe and unaturall weir continewed within and about this toun of Edinburgh, be the ressoun and occasiōe of the treasonable surprysing and fortification therof, (abstinence and assurance then standing), throw the defectione of him to whome the custodie of the castle of Edinburgh to our soverane lordis behove was comitted, at last ane abstinence and cessatiōe from hostilitie was agreit vnto, begynand at the penult of Julij last past, to indure for the space of tuo monethis thereafter, within whilk tyme it was accordit, that the nobilitie and esteatis of the realme suld be assemblit, to advise be thair meanis to establis a gude and general peace. And that so halie a work suld not be retardit, that during the trewis and abstinence, tua thrie, fowre, or fyve men, or fewar, of eather partie myght communicat together in all suretie, to oppin vp the the meanis for the mair facile atteaning to a gude peace, and that the same abstinence or pacificatiōe that suld follow ther-vpon, on na wayis suld tuich the king our soverane lord or his esteat to the preiudice therof. Yit during the tua monethis, not onlie was the assemblie of the

nobilitie, for the part of the adversaries neglected, and
owerpast, and his hienes lait regent the erle of Mar ^{1572.}
of gude memorie, at his cuming to Edinburgh (as ^{Novem.}
place agreit vpon for that purpose), frustrat and disap-
pointted; bot als his majesties coinyie was daylie
counterfute and adulterat within the castell of Edin-
burgh, and gewin out as lawfull money amonge his
hienes ledge people, a mater expreslie tending to the
violatone of the abstinence, in so far as the counter-
feiting of his majesties money, directlie tuiched his
hienes and his esteate to the preiudice therof, and was
also a deid against honestie and the lawes of all na-
tiones; and albeit therby iust occasione was then gevin
to have revenged that disdane, and that iniurie,
notwithstanding sic earnest and true gude will was in
the regent, and in the nobilitie professing the kingis
obedience, towardis a pacificatione for the vniversall
comoditie of the realme, (the quenis of England em-
bassador earnestlie therwithall travelling), that a pro-
rogatione of the former abstinence was grantit for the
space of vther tuo monethis, beginand the 8 day of
October, to indure till the 6 day of December last;
and wrytingis were subscrivit, and interchanged ther-
vpon, in whilkis, nominatione was made of certane
persones for tryall, and according vpon the redres of
attemptatis on eather side comittit, sen the former ab-
stinence, and that suld happin to be comitted and com-

1572
Novem.

plenit vpon during the said prorogatione; as als for certane noblemen of eather partie suld convene, the said last day of October in peiciable maner, to proceed in sic maner and forme, as betuixt the parties conveanit suld be agreit vpon. And forder it was speciallie accordit and promisit be them of the castell, that all melting, forgene, printing or laboring of conyie within or without the same, be ony of thair partie, of thair comand and allowance, suld vterlie ceis, and be left off while the said 6 day of December.

Bot as the last heid was manifestlie contravenit, so was nothing in effect of the vther poyntis observit, onlie some (as directit from thame) come to St Jhons-toun after the appointed day; howbeit, neather of the number of the nobilitie, nor yit sic as seamed to have sufficient comission, or instructiones deaplie and substantiouslie to deale in the matteris that were to be intreated: sua as the secund tua monethis lykwayis overpast without ony intentione of peace appearing in thame of the castle, specialie in that wrang and iniurie, quhilk thame selfis had done, and quhilk consisted in thair awin power to amerd: as was for forgene, prenting, and outputting of the said adulterat and corrupt money; they thame selvis having promeist of thair honoris, and be thair solempne oathis, that the same sould vterlie cease, and be left off as said is; and albeit, therby it myght be weill persavit that

no sinceir meaning of peace was in thame, yit at the
motione of the quenis maiestie of Englandis embas- 1573
sadore, our soverane lordis first regent was content as January
befoir, that the abstinence suld be further prorogate
vnto the first day of Januar instant, vpon some hope
that yit they within the said castle suld have come in
the mean tyme to some ressonable and tollerable con-
ditiones; bot that tyme in effect, also owerpassing
without demonstratione of ony sic gude will or in-
tentione of peace to rest in thame, about the end of
the last prorogatione, the embassador according to
the comandment and direction of the quene his so-
verane, willing to doe all gud offices that myght in-
duce to pacificatione, he having conferred with thame
of the castle, laitlie moved the said lord regent for a
farther prorogatione of the abstinence, to which mo-
tion he was not difficile or contrarious. But efter
sum speiches past at dyvers tymes betuixt him and
the embassadeur tuiching that purpose, agreit vnto
the prorogatione, vpon conditione that the mater suld
be put to sic point as thair myght be sum liklieheid
of a peace to followe; and for the furtherance of the
same, was desyrous that the embassadeur suld knaw
of thame in the castle for whome they delt, and vpon
what warrand that they would nominate certane per-
sonages of authoritie, credit, and iudgment, for thair
partie, to meit with vtheris of the lyk qualitie, for

1573
January

treating and according vpon the materis in controversie, as also to try and cognosce the violaciones of the former abstinence ; and in cais of thair discord, that the differences myght be submitted to the decision of sum indifferent od personage, and suretie maid for performance of that, that suld be determinat. That the prenting ironis myght be put in the embassadoris handis as indifferent, and the comyssioneris removed furth of the castell vpon suretie to be harmless, that the prisoneris myght be set at libertie, speciallie the maister of Forbes vpon band, not of sic as the erle of Huntlie hes heirtfoir nominat, seing sum of thame culd not be persuadit to be oblist, vpon feir conceaved, gif they had so done, to be thairfoir wrackit and undone, but that a band vnder the pane of ten thousand pundis myght be resavit of vtheris sufficient and responsible noble men, or barrones that suld be worth a hundret thousand pundis. That they of the castle suld content thame selvis with sic daylie and ordinarie provisione, as convenientlie and ressonable myght sustane thame and thair number during the abstinence, and forbeir to tak in ony sic grit quantitie of victualis, stuff, and vther furnitor, as myght confirme the suspitione conteaned of thair intencion to continew the weir, and provyde the castell for a yeir or tua, with assurance of the regentis mynd to condescend to the abstinence on thir conditiones. The embassador past

to the castell on Weddinsday the last day of Decem-
ber ; and having maid declaracione of the same, they 1573
January
in the castle taking advantage of the last heid, tuiching
the provisioun and victualing of the hous, answered,
that they suld not be content in that point to be con-
trolled, and except the same were first past without
conditione, they wald mak no answer, nor enter in
further ressoning vpon the remanent heidis. Nawayis
willing in the said provisioun, and furnishing to admit
only kind of restraint or limitatione. It was said be
thame of the castell, in privat speich to the embassador,
that he of whome they suld lyk of, to be the od per-
sonage was the king of France. Thus vngeving res-
sone or answir to the remanent heidis, but taking ad-
vantage of the last point (as is befoir said), they have
declaired thair obstinat presumption above the boundis
of ressonne and measour, as vnwilling of ony gude and
tolerable peace : bot rather desyrous that the realme
sall continew in civile weir and dissentione, quhilk be
thair only occasione is renewed, and of the quhilk
they may be iustlie compted the verie authoris, seing
nathing eather vnressonable or impossible was of
thame demandit ; for the conditiones onlie tendit to
certane dealing, and furtherance of the pacificatione
and quyetnes : as no doubt, all honest and indifferent
men will iudge, and consider thame withal, whidder
the duck, and the erle of Huntlie, with vtheris heir-

1573
January

tofoir of thair partie, wald allow of the dealing of thame in the castell, quhilkis be thair awin deid specialle in making and outputting of the said corrupt and adulterat money, had not onlie controversit thair awin obligatione, but had hasardit the fayth and promise of the noblemen of that partie, for whome they of the castle durst not vndertack directlie to promise, bot vncertanelie spak they wald doe what they culd, in thingis quhilkis were to be performed be the noble men of thair pairtie. Indeid ressonne and gude order cravit (the condicione of thame in the castell considerit), that they had moderat thame selfis with sic meassoure and appointment as the noblemen of thair pairtie could have bene content to enter in, rather than the noblemen to be subiect to follow the fortune of thame in the castell, to whome na mediatione is tolerable, nor any advyse beside thair awin thought worthie; but thair conclusionis, as may weill appeir, to mak thair advantage of the trouble, and to continew the weir be thame selves and strangeris that they have procured, althocht they suld be destitute of all vther factione, or fellowship in Scottisland, without feare of God, or yeale that his glorie and trew religion (whairof them selvis schaw them sumtymes professoris) suld remane amongis vs. Against thair fayth and alledgeance, sworne and promiseit to the kingis maiestie, our soverane lord (in erectione and consti-

tution of whois authoritie thame selvis were cheif instruments), and without compassione of the present calamitie of this thair native countrie, whilk be thair occasione is thus plagued and vnquietit. It may also cleirly appeir, that without submission of the differences to sum indifferent od personages, in case of discord, thair was no intencion of peace in thame of the castle ; bot evident preiudice and disadvantage to the king his regent, nobilitie, and gud subiectis, whilkis be delay and incertantie, behovit still to be unburdenit with the sumteous charges of susteaning men of weir, as heirtofore they have bene, sen the first abstinence was accordit vnto, without liklieheid of the end of the weir ; whair vtherwayis gif the differences had bene thus remitted to the decision and iudgment of sum ane indifferent od personage, and suretie maid for the performance of the determinatione, it had bene in effect a present peace to the grittest part of the realme, and sic charges of men of weir had not neidit ; seing all men wald have luketh to the end of the decisioun, whairin the king of France can not in resson be thought meittest to be iudge, in respect of his far distance and misknowledge of the circumstance of the Scottis controverseis, which requyris spedie and summare decision. It is also certane, that the principalis of both parteis, contendand, avowes the professione of the trew religione ; and therfore suld rather be iudged in the cause of thair controversie be sum personage pro-

1573
January

1573
January fessand the same trew religione. And as to the last point, tuiching the provisione of victualling of the castle, vnder pretext whair of they of the castle hes reiected the remanent, it may appeir gif ressonne culd have satisfeit thame, thair was occasione in that heid to let the weir breck vp, seing alreddie in fyve monethis space they have bene permittit sufficientlie to victuall thame selvis. It was not meant nor spocken, that they suld be drawin to spend ony part of thair lyand provisione during the abstinence ; but without impediment to tak in sic quantitie of all kynd of victuallis, as from day to day, or ouklie, myght sufficientlie susteane the number they interteanit. Indeid it seameth no wayis to tend to peace, but heichlie to the disadvantage of the king, during a short abstinence without certaintie of peace to follow, they suld be permitted to tak in ony grit quantitie of new provisiones, of wyne, pulder, bullat, and munitiones, or to have forrane intelligence, be which the myght the mair facillie drawe in strangeris, to the destructione of religione, the king, and all the whole comone weill, as thair continewall travelis heirtofoir hes tendit vnto. And therfore seing, be thair obstinacie, all honest and equitable conditiones are reiected, and the weir renewed, my lord regentis grace, with advice of the lordis of secreit counsall, hes thocht gude to give publick declaratione therof, that none vpon ignorance iudge vtherwayis of the caus of the renewing of the truble

nor the truth is : bot that being certifeid of the veritie, they may the rather be inducit to assist with counsall and force, in resisting and repressing of the treasonable rebellione and vnnaturall creweltie vsed and intendit be thame within the said castell of Edinburgh ; sua as the realme being releuit of the present mischeif and inconveniences continewand be thair occasione, iustice and policie may proceed, to the honour of God, our soverane lordis obedience, and comone weill of the whole réalme. Imprinted at Edinburgh be Thomas Bassandyne, dyelling at the neather bow, 1572 [1573]. *Cum privilegio regis.* 1573 January

The abstinence being rune out the first of Januar, at 6 horis in the morning, at what tyme ane vairning peice was schoȝ out of the castle, to warne all men to luke to thame selvis ; and therafter began the tranches to be cassin about the castle whair neid was, and the suldertis plantit for to keip thame, that none suld eather ischew furth or cum in vnto thame.

The parliament appointed the xv of Januar held, whairat thair were mony grit men, and sindrie actis made, as we sall schortlie heir. The comissioneris fra the Hamiltones and Huntlie come in at this tyme ; for albeit the abstinence was gewin vp with thame of the castell, it did continew betuixt the regentis grace and Hamiltoun and Huntlie. The Hamiltones thocht best now to ly still, and so the abstinence continewed 15

1573 with thame and Huntlie till the xvi of Februar; be-
January caus certane persones for the part of the king and
his regent, and vtheris for the Hamikones and Huntlie,
were appointed to meit at St Jhonstoun, for sum ordor
to be tane with thame for quyetnes and peace at
what tyme, and pacification was made, as efter will be
knawin.

Sir James Balfour had made his moyen befoir with
the regent, and so remaned not in the castle with the
rest of the traytoris, albeit he is als grit a traytor as
ony of thame all. He gave in a long scrole to the
lordis of the articles of the parliament, that he myght
be restored to all thingis, &c. whairwith mony stur-
reth, and in speciall the bischop of Orknay, now Ab-
bot of Halirudhous, wha protestit for the copie of it;
but I hard no word that it was obtaned. Sindrie
scroles were gewin in vpon the said Sir James, de-
claring his treassonable dealingis in tymes bypast;
nottheles his dres is made with the regent, and he hes
tane him in his protectione. Whidder he hes gewin
a remit for all byganes or not I am vncertane, but al-
wayes he hes componit with the regent, to whome he
suld have gewin a sowme of money for his composi-
tione. Bot the getting agane the Blacknes, and also Mr
James Kirkaldie payis that, as is reported; for it was
affirmed that he said to the regent, gif I can get you
als gude (or better) as my compositione, sall not I be

fred therof? which the regent grantit. For as I have said, it was alledgit, that the said Sir James had written to Mr James Kirkcaldie, befor his cuming out of France, to cum to the Blacknes, and not to cum to the north; becaus that gif the lord Huntlie had gottin the gold, he wald hald it to him self, or elis the maist part therof, and so give to thame of the castle what he lyked. But howsoever the mater was, the said Mr James come and landit at the Blacknes, a litle efter the parliament, with his cofferis, thinking it had bene sure for him as befor; and leist that ony thing suld be knawin, but that it ware tane perforce, Sir James, or the captane Alexander Stewart, had gewin advertisment of the said James cuming. The regent sendis out a band of men of weir, and Carmichael with a 40 hors to lye about the hous, that no victualis suld cum to thame; for the captane of that hous had made it scarce of victualis for the nones, and also sent word to the Hamiltones that he was aduertised, that the regent wald send and beseidge him till he was not able to ganestand, both for laik of victualis and vther furnitoris; therefore willed thame to send him support. And so they send him captane Bruce with a doosone of suldeoris or therby, who was tane be the said Carmichale; but it was bruted, that the said captane Bruce was of the counsall of the getting of the hous, quhilk may weill appeir, becaus that he was lat

1575
January

1573 goe agane incontinent efter his tacking. And so ef-
January ter they had lyne about the said hous (onlie but for
the purpose) viii or x dayis they gat it on certane
conditiones, that the foirsaid Alexander suld remane
captane, gevin his eldest sone in pledge, as he had
done to thame of the castle of Edinburgh whan he
sauld it to thame befor, and for a remissione of all
byganes with sum vther gratitude besydis ; for perfor-
mance whairof he cumis to Edinburgh, and leivis his
brother, Mr Jhone Stewart (a gud and trew man to
the king) captane, till he had endit with the regent.
And so cumis to Edinburgh about the end of Januar,
with all the gold that Mr James had gotten fra thair
confederates of France, quhilk was about 12 or 15
thousand frankis.

Efter the said Alexander Stewart had endit and
done with the regent, he departes agane to the Black-
nes, wha sa sone as he cumes, was laid in irones ; for
Mr James Kirkaldie had, in his absence (and seing
him self thus deceaved), seducit the suddartis of the
place, be gewing to sum 4, sum 5 or 6, and to sum
10 crownes a piece ; and sua the said Mr James be-
came captane, and enclosed the tuo brether Mr Jhone
and Alexander, in a lockfast chalmer. The worde
whairof cuming to the regentis earis, sent for Elene
Leslie, vyfe to the said Mr James, and accused hir for
wryting to hir husband ; becaus it was suspected that

scho had written to^{*}him to doe the best he could for him self, saying thair was na grace for him, when yit the contrare was true. Alwayis scho denyed that scho had send him ony sic word ; and also affirmed, that all that he did was sore against her will. Therefter scho was send to her husband, to declare that vnles he gave ower the hous, all that scho had wald be tane from hir ; wha come to hir husband the 10 of Februar, and on the morne the hous was gotin agane, and that on this maner.

1573
Feb.

Alexander Stewart, the former captane, had made his moyen with 5 or 6 of the foirsaid suldeartis, who had promised to doe what they could to mend thair former deid, when tyme wald serve. But specialie he seducit Mr James awin man, wha was appointed portar to the inner yeat ; so Mr James, with 6 or 7 sud-dartis (for there were not past 16 of the whole), cuming furth to the close to convoy his wyfe to the vtter yeat, they within closes the dungeon yeat of iron vpon him, and vtheris of thame went to the wall heid, cryes vpon Captane Lambie^{*} and his band, wha was lying neirby, and some vtheris cast down stones at Mr James in the close ; and so Captane Lambie cumes in,

^{*} Probably the same who makes so conspicuous a figure in the insults offered to the unfortunate queen by her subjects. A person of this name is keeper of Linlithgow palace 1571.

1573 and Mr James is taken, and they that were with him,
Feb. and brought to Edinburgh the xi of Februar.

- 12 On the morne, whilk was Thurisday the 12 of Februar, betuixt 8 and 9 houris at ewin, the castle men fyres ane thacke house out tua [or tua] besydis the castle wyne; the winde being at the west, and a grit vehement storm of wind, quhilk causes the fyre to increas and continew fra hous to hous till it come till Foresteris wynde, whair be the providence of God it stayit, notwithstanding the grit schoting of the castle. God grant, Edinburgh may consider this heavie hand of God above thame, that they may turne to him with vnfeaned repentance; and so no doubt he sall turne back his beating hand and confound the instrumentis, whome he sall cast in a fyre that sall never end, gif God of his grit mercie convert them not. Mony folkes were heried be ressonne of this vehement and terrible fyre, and mony men had als grit lose by the spoyling and steilling away of thair geir be the suddartis; whilk was borne out into the streitis to save it from the fyre, and so mony man gat duple skayth. Had our awin tranches and corsgardis bene weill kept, as they ought to have bene, the enemy had never interprysed sic ane fact.

*Ane bill or complant convoyed and laid vpon the burde,
befoir the lordis of the articles at the parliament,
quhilk began in Edinburgh the xv of Januar, and red
in thair presence.*

1573
Feb.

As most honorable and godlie interpryses are ever subject to most danger and perrell, so when your lordships that heir are assemblit, tuike the interpryse of the revenge of the kingis murther (ane actione most neccesar to be vndertaken), for avoyding of the plauge of God, that vsed to be plentifulle powred foorth vpon that countrie, whair the murther remanes vnpruishit of the purest that passes through the way, lat be of princes; for expiatione of the quhilk, what diligence is comandit be the mouth of God to the faythfull people of God in his buke, is more then notore; as also for the honour of your native cuntrie and natione, wha was abhominable to all vther nationes, for the causes and occasione of the samyn murther, that your pure merchantes myght travell in vther partes for the hatreat of the name of Scotsmen, conceaveth vpon brute of that foule act. And yit how difficile that ewer the mater was (as it was no litle difficultie), the executor of the murther being growin in that favor of the prince of this realme (the kingis mother I meane), wha as scho had consentit to the doing of the murther, so scho premiat and rewarded him, (as it had bene for

1573
Feb.

the best act that he could have wrought), with the soveranitie of himself, hir realme, and lieges, be tacking of him to hir husband, and creating him Duck of Orknay; for no vther caus, but that at hir desyre, he had bene burrio and maist schamefull murderer of that nobleman, as it were to inarme him with force, with power, with frendship, and with strenth of man against God the true revenger of the wickitnes, whairby they laiketh not counsall and devise to mak force, not onlie to resist whosoever wald revenge, but to pursew, root out, and, destroy, all sic as feared God within this realme, that na impliment suld be left to vnquyet thair devillis and dampnable securitie. At whilk tyme it pleased God, in the middis of hir forces and strenth, to mak hir to stoup and yield hir self vnto your honoris; the executore of the cryme tacking the cryme vpon him and fleing away, as he that feared to receave the rewarde of his syn; at whilk tyme your honoris direct hir be honest moyen to yield to our soverane lord the crowne of this realme, so deir bought to him, as be the crewell death of his deir father; and to establis the administratiune of this realme in his tender age in the persone of certane noblemen successivelie, of whom sum part are taken to the mercie of God, and vther part are yet alyve: but whais godlie government, pairtlie be hir aiding out of warde, that scho was depute to; pairtlie by vther ocasionnes and inconvenien-

tis as occurred; sic as the death and vntymous taking away of my lord of Murray, first regent, it is a wonder how far sum of the perteaneris of the murther and counsallar is thairto, have spurnit to reiect and abolis the same, moved licklie and in a part, be the desyre to hald this cuntrie in ane perpetuall truble, that ther-through they myght have an impunitie of the enorme faultis, that thair cankered consciences dytes thame to be guyltie of; as also of the vther part, be the truble of your native cuntrie and civile warre, that they help to suffocat therin, to spend the most part and best amongis your honoris, that they may heirefter get promoted sic as misteris rather a tütill of vtheris, than to have charge above vtheris whome of they may have the government, and consequentlie of this miserable and unfortunat cuntrie. In the quhilk my lordis, your honoris suld consider, be sic menis proceadingis in tymes past, what thair meaning may be now, and in tymes cuming, gif ye sall resave thame amonges you. Speciallie Sir James Balfour and his brother, and not give thame the remedie of thair deserving; in the quhilk it will pleis your honoris to call to mynd thair former fidelitie at all tymes, thair proceidingis thir four yeiris bygane, thair constancie in nothing, but in all kynd of ewill, baith towardis your honoris and their native cuntrie.

What moved thame after the recent benefite done vnto thame be dispositione of the erle of Bothwellis

1573
Feb.

1573
Feb.

escheit, the promoting of the said Sir James to the office of the president in the seat, and vtheris grit benefites done be my said lord Murray, than regent, to him; of the quhilkis your honoris are not yit out of remembrance, at my saidis lordis being in England for the defence of this gude caus, without my lordis (that said is) knowledge, and nawayis to his comoditie to enter in conference with the quene the kyngis mother, then at Boulton, and be so familiar with her at that time, as that no Scottisman in Scotland receaved meane missives from hir than the said Sir James?

What movit him and his marrowes to enter in league with the Duck of Northfolk, vnwitting of the said lord regent, for promoting of the said duck to the supremacie of the realmes of England and Scotland, subvertione of trew religione, and exterminatiōe of your honoris, and all that professed God and the treuth, in both the realmes? Who also at my lord regentis, my lord of Murrayis tackin away, was so busie to procure that greit seditiōe and intestine trouble, whilk since that time hes continewed in this realme, and hes consumed so mony and able noblemen and vtheris, that in tymes of forrane weiris, with thair waliantnes, wald have done grit honor to their native cuntrie, whilk begouth at the counsall comonlie callit the *meill mercat**, whair-

* It is said by historians of this period, that the queen's party were called by the other, in derision, lords of the meal-market. No satisfactory reason is assigned for it.

vnto he was chiefest counsallor? ane mutation strange to behauld, and of the quhilk the embassadore to the quenis majestie in England for the tyme, Mr Randolph be name, in thir partis, reprovand the said Sir James, reported no vther answer nor reason of the samyn, but *tempora mutantur et nos mutamur in illis*; whilk was alsmeikle in meaning as, he culd stand content neather with government nor authoritie in this cuntrie, but that that made for him. And yit, when ewer he sawe tyme, he culd wag as the buss wagged, and tak the way that myght mak him advancement, howbeit that the same were to the destructione of all honest and godlie men, and of his native cuntrie also.

1573
Feb.

What movit him, bearing office of counsallor and president of the seat of the Colledge of Justice of our soverane lord, yea and efter sa mony subscriptiones, and eathis gevin, to mak trew service to our soverane lord, to pas to Linlythgow, and thair mak to be proclaimed, that all men suld obey the quene; and at that tyme to cum out in most ware lyke maner, with carted ordinnace, to the brige of Evan, to stop the ane half of your honoris to meit with the vther for conference of materis to the weill of this pure realme?

Wha was the setter fordwart of that trayturous proclamatione of ane parliament to be haldin at Linlythgow the 2 of August nixt thereafter, for deprivatione

1573
Feb.

of our sowerane lord and his authoritie royall, or wha movit him therto?

Wha cryed out faster, that your honoris was all Englis traytoris, for the revendge taking be the support of England vpon the Hamiltonis? for the quhilk causis efterward they led a grit part of proces against your honoris of forfaltour, in thair pretendit parliament.

What conquiest ment they to mak vpon the kingis hienes, and his obedient subiectis of Mearnes, Anguse, and Fyffe, being in the north, in the erle of Huntleys cumpany, and consulting him to man the place of Brichen, and steple therof, and be sure of Brochtie? yea, what warre and truble thought he to have brought in the bowelis of Fyfe, and finallie in thir partis at this tyme, gif God had not inspyrit your honoris hartis, to cutt short thair interpryse, and mak it for nought? which iorney held off that grit truble that they thought to have begun at the inputting of the corne to the Apprile nixt thereafter in this cuntrie.

Wha was the grit counsallor of the tacking of St Geilis stiple and kirk? Wha begouth the tacking vp of men of warre?

Wha begouth the haulding and fortifeing of the toun of Edinburgh, in contrare the king and his regentis; and to mak that noble toun, which was the onlie patrone of iustice, policie, and gude discipline, in

the religione of this realme, ane vther Liddisdaill ?
 Yea, wha was prowest therto for the tyme, and wha
 was maid captane of that devillis band called the *chym-
 nay band* * ?

1573
 Feb.

Wha fenced that traytorous parliament, for the an-
 nuling of the kingis hienes autoritie ? Wha dytit thir
 wordis, and comandit the clerkis to wryt thame, in the
 parliament of our soverane ladie ?

Wha forfeitit principallie all your honoris ?

Wha was of the counsall to send his brother to the
 parliament in Stirveling, whair all your honoris lyves
 were most crewellie sought, and my gud Lord Len-
 nox, regent, with many vther noble gentlemen, were
 most traytoruslie slaine ?

Wha after that caused hing innocent Charles Dou-
 glas and vtheris, trew and faythfull servandis to our
 soverane lord ?

Wha pulled and spoyled the whole gudis and geir
 of thame that for the yeale of God, and favor of our
 soverane lord, left thair housses, gudis, geir, and
 levings within the town, and come to Leyth, to ex-

* So far as I can understand the meaning of this, it alludes to a
 period of great scarcity of fuel in Edinburgh, before narrated,
 when timber was sold by weight. It seems that an officer was
 appointed to regulate this matter, who was employed to seize re-
 fractory persons whose houses were condemned for fuel; and thence
 called, 'be the vulgar people,' as an old author expresses it,
 'Captane of the Chimnayses.' The chief part of the city was then
 built of wood, a fashion that continued to a much later period.

1573 pose thair lyves to danger and perrell at all tymes, for
Feb. the kyngis service?

Wha maist chieffie, pulled downe, reasit, and villanuslie cast downe the houses, biggingis, and policie, the ornamentis of this towne and cuntrie lykwayis, and that for despite, that sic men whais houses they destroyed wald not be lyk to thame, traytoris to their native cuntrie and soverane king?

Wha at all skyrmisses and vther tymes of persute of the king and his faythfull subiectis, hundit out with bauch strockis, and vther sic interteanment, all the pure folkes of the towne, that they had haldin in befoir hungering, to cum contrair our soverane and his regent; the auld priestis depositione at his death, wha was hinget for cuming against our soverane lord, and his said regent, vpon the Tursday, can sufficiently testify. What needeth more wordis?

Na toving can express the wickitnes of that man and his brother, nor the hurt that they have procured to the king and his trew subiectis, which is so notorious to all your honouris, that probatione neidis thair none; for ye have bene hearing and seing witnesses to the most part of all thir foirsaidis. Whairfoire my lordis, luke weill what ye doe befoir ye resave thame in among you, or consent that my lord regentis grace, who will vse your honoris counsall, grant thame pardone. Consider first the qualitie of the men, that sen the tyme

they were condempnit to the gaillois, never could be of quyet mynd, but ever disperatlie procurand of sedition, lyk as thair whole lyfe and conversatione will beare record.

1573
Feb.

Nixt, they are but precursoris and fore runneris to all that devilis factione that has waisted this cuntrie, whome to ye can na wayis deny the favor and pardon that ye sall grant thame wha is les guiltie and falteris than they.

Also ye sall have thame, without the heall mas come into obedience, sic as they were in my lord regentis my lord of Murrayis dayis, to the quene and hiris.

Item, it is said, when they have gottin thair purse full agane, ye sall have thame proceedand to thair accustomed fassione and dealing ; and thair is no securitie that can be desyrit, that can mak men sure of sic personies.

As also, gif your honoris sall consent to thair remissiones, your honoris sall procure the grittist skayth to this cuntrie that ever come ; for the youth salbe therby movit to think treasone, oppresione, murther, and sic vther odious crymes as thir men has comitted, no faultis ; nor with the feare of iustice sall nawayis be movit to leive off the comitting of the same, but ever hope for impunitie, as they sie thir men get ; quhilk salbe the grittest skayth that ever come to this comone wealth.

1573
Feb.

Secundlie, it salbe iudged be all nationes that sall heir of your proceedingis in this part, that it was not the murther of the king that ye have sought the revendge of, when as ye sall schaik handis with the principall counsalloris therof, but your awin promotione, to the hurt and destructione of your native cuntrie.

Thridlie, how can ye hald vp your faces, gif God sall fortoun you to leive till the king our soverane come to perfectione of yeiris or what answir can ye give him, why ye have vnquyetit this his cuntrie so lang with weir, by fyre, sword, and slaughter of his subiectis. For gif ye will say that it was for the revendge of the murther, it will be said, that meaned ye never; for ye have latten flie the principall doaris and counsalloris therof, whairfore your self or your posteritie may resave sic punisment as disturbaris of a comone wealthe and wrackaris of your native cuntrie meritis.

Fourtlie, it is to be supposed, that God remanes yet that self same God that he has bene hitherto, who be his ministeris exhorted my lord of Murray, than regent, to tak away the ewill from this cuntrie, and punèiss the authoris of the murther, without that he wald have that answer gevin him by God, that was gevin to Achab be the servant of God, when he said vnto him, ' Because thou hes latten him gang that the Lord appointed to death, behauld thy lyfe for his lyfe, and thy people for his people.' The admonition being continewed be him (alace for pitie), what followed

theron iudge ye my lordis. What now the Lord is able to doe, your bodeis and housses that abydis behind gif ye sall comit the lyk fault, and owersie at this present, thir wicket men ordeaned be God to be punished to death for thair abhominable deides, that no toving can expres, I comit to your iudgmentis.

1573
Feb.

What answir this bill get, I reid not.

Efter the parliament, the lordis appointed be the regent past to St Jhonstoun to treat with the commissioneris of the' Hamiltones and the lord Huntlie, whair this treatis following was concludit. God bring all to a gude yssue, and revenge the blood of innocentis, at thy gud pleasour.

At Perth, the 23 of Februar, 1572 [3] yeiris, the noble and myghtie lordis vnderwritten, they are to say, Archibald erle of Argyle, Lorne, Campbell, and of Lorne chancelare, iustice-generall of this realme, Jhone erle of Montrois, lord Graham, William Lord Ruthwen, thesaurer to our soveran lord, Robert lord Boyd, Robert, comendator of Dumfermeling, his hienes' secretare, and sir Jhone Balenden of Achinowle, knyght, clerk of his maiesties justiciary, commissioneris for his hienes to the effect vnderwritten, speciallie constitute on that ane part; and George erle of Huntlie, lord Gordoun, and Badyenocht, for him self, kin, friendis, and pertackeris, now properlie depending on him, and lord Jhone Hamiltoun, comendatour of the

23

1573
Feb.

abbey of Arbrothe, for him self, and taking the burding on him for lord Claud Hamiltoun his brother, and all vther the kin, freindis, servantis, and pertackeris depending on the duckis grace of Chatterlot thair father, and hous of Hamiltoun, on the vther part; being convenit for treating of the removing of the present troubles and civile weir within this realme so long continewing therin, to the displeasour of God, the decay and danger of his trew religione, the hurt and preiudice of our soverane lordis authoritie royall, and to the confusione of the lawes, policie, and whole estate of the comone wealth.

Having heirvnto the most earnest motion and solistatione of the quenis maiestie of England, narrest princes of the world to his hienes, both be blood and habitatione, made on hir hienes behalf be the ryght worschipfull Mr Henrie Killigraue, esquyre, hir hienes embassadour; efter mature deliberatione, and advysement, to the pleasour of almightie God, who is the God of peace, incres and suretie of the estate of the trew religione, and of the royall persone of our soverane lord, and quyet peace and quyetnes of the realme, have convenit, concordit, and concludit as efter folowes.

First, That all and whatsumever persones that sall clame to ony benefite of this present pacificatione, and of our soverane lordis favcur and pardone to be gran-

ted, sall acknowledge, affirme, and confes the confessione of Christian fayth and true religione of Jesus Christ, now publictlie preichit and professit within this realme, establissed and authorised be lawes and actis of parliament, in the first yeir of our sovrane lordis reigne, and sall at the vttermost of thair poweris menteane, fortifie, and assist the trew-preichouris of the word of God against whatsumever enemies or ganderis of the same; and namelie against sic of whatsumever natione, estate, or degre they be of, that hes ioynt or band thame selvis, or hes assisted or assistes to set fordwart and execute the crewell decreitis of the counsell of Trent, quhilk most iniuriouslie is called be the adversareis of Godis trueth the holie league, contrare the preicheouris and trew professouris of the word of God.

1573
Feb.

That the erle of Huntlie and lord Jhone Hamiltoun, for thame selfis and vtheris above specifit, now submittand themselvis to his hienes obedience and government of James erle of Mortoun and lord Dalkeyth, present regent to his maiestie, his realme, and lieges, and vther regentis, to be lauchfullie constitute during his hienes minoritie, for thame selfis, thair ayres, and successouris, presentlie and in all tyme cuming recognosces his hienes authoritie and regiment foirsaid, and acknowledges them to be his detbund subiectis, be

1573
Feb.

thir actis and subscriptiones, and sic of thame as hes voit in parliament to give thair assent therto.

They grant and confes that all thingis done or assisted be ony of thame, in name and cullour of vther authoritie nor of our soverane lordis, sen his hienes coronatione, against ony that professed his maiesties obedience for the tyme, hes bene vnlauffull, and is of none force, weght, nor effect, and sall have no executione for ony tyme bygane or for to come.

That it salbe statute and ordeaned be ane act of parliament, that nane of the subiectis of this realme sall, directlie or indirectlie, be thame selves, neather assist, fortifie, supplie, or schaw favour to ony of the subiecties of the realme, or strangers that sall privelye practeis or oppinlie pretend ony treassonable fact, vproare, or hostilitie against the trew religione fairsaid, or the persone of our soverane lord, his said present regent and royall authoritie in tyme cuming, vnder the pane of the law. And further, in cais ony persones returning, or that sall happin to be receavit to his hienes obedience in the contract, and resistis not the tressonable factis, vproaris, and hostileis at the vttermost of thair poweris, his maiesties remissione and pardone presentlie to be granted, nor na vther benefite of this pacificatione to serve or be extendit in their favouris thereafter; bot they to be persewed and puneist for thair offence by-

past, as gif no remissione pardone, or pacificatione, had bene granted to thame therfore.

1573
Feb.

That all persones professing his hienes obedience, disposesseth during the trubles, sall be possessit to thair houses, livingis, benefices, landis, tackis, rentis, cornes, gudis moveable now extant, in the possessione of the first intermetteris thairwith, except hors and armour; and for executione, gif neid beis, and repossessing of the personis disposesseth of houses, that our soverane lordis lettres be direct be the said regent within six dayis after the charge, vnder the paines of treasone and horning, and for levingis, that lettres of the foure formes be direct be the lordis of the counsall and sessione sumarelie without calling.

That the house of Spynie salbe delyverit to our soverane lord and his regent fairsaid, when it salbe requyred, upon xv dayis warning; that the master of Forbes, James Glen of the Bar, and his sones, and vther prisoneris, be presentlie (with all possible diligence efter the publicatione of this first pacificatione) set at libertie; that the lord Semple his band, and all vther bandis for enterie of prisoneris, or bandis and promises for payment of ransome, in ony tyme bygane, preceeding the deat heirof, be frie and discharged be virtue of this present pacificatione; that all thingis promisit be abstinence salbe performit, and all thingis to the contrair thairof salbe restored,

1573
Feb.

redressit, repared, and accordit to the simple availe, at the sicht and iudgment of Jhone erle of Montrois, lord Grahame, Jhone lord Glamis, and sir Jhone Wyshart of Pittarrow, knyght, coniunctlie, all actis that are comittit against the said abstinence be north the watters of Tay, and they to sit in the burgh of Perth; and lord Boyd, Mark, comendatour of Newbottell *, and sir Jhone Ballenden of Auchinowle, knyght, coniunctlie, for all attemptatis comittit against the said abstinence, that is be south the watter of Tay, and they to sit in the toun of Edinburgh, without ony limitatione of tyme in respect of none publicatione of the said abstinence at certane places, saving discretione, as they sall try, *ex equo et bono*, and they sall discern within ane yeir efter the intending and persewing of the actione, and compulsatouris salbe direct at the instance of eather of the saidis parteis be the lordis of sessione, vtherwayis for compelling of the saidis iudges to discern within the said space; and gif the parteis skaythed intendis and persewis not within yeir and day efter the publicatione of this pacificatione present, that they tyne thair actione for ony thing excepted against them sen the recording of the said abstinence, and nawayes to be hard to pursew

* A son of Ker of Cessford, and father of the first earl of Lothian.

therefter befor vther iudges in ony tyme to cum; and incais the said iudges, or ony of thame, inlaik and accept not, that vtheris be agrement be put in thair places, and that alwayis na vther iudges have power to cognosce or decyde in the-saidis matteris.

1573
Feb.

That the said erle of Huntlie and lord Jhone Hamiltoun sall presentlie brek and discharge thair men of war, sa that they may remain at thair awin duellingis.

And forsamekle as for the better assurance of the persones now returning to our soverane lordis obedience and observatioun of the conditiones above specificit, pledges hes bene requyred of thame all, alsweill cationeris as soverties, to be bound with thame selfis for thair debtfull obedience in tyme cuming. The said erle Huntlie and lord Jhone Hamiltoun, at the sute and request of the quenes maiesties of Englandis embasadour foirsaid, restored thame in the will and discretione of the said lord regent, and towardis the enterie and delyverance of the saidis pledges, are alwayes content to find the saidis cationeris and soverties, bund with thame selfis vnder panes, as the said lord regent sall ressonable prescryve.

In respect of the quhilk conditiones agreit vnto, and of the suretie to be made for performance therof, it is accordit for the suretie of the persones now returning to our sovrane lordis obedience, vpon weghtie

1573
Feb.

and gude consideratione, tending to the furthering and establisshing of the peace and quyetnes and vniversall qbedience to be made of his hienes authoritie, and for thair trew obedience to be made and observit be thame in all tyme cuming. That be act of parliament it salbe declared and decerned, that the proces and soverteis past of domes of forefaltour, alsweill in parliament as befor in justice courts; as also all horningis, penalties following thervpon, which has bene led and deducit against George erle of Huntlie, lord Jhone Hamiltoun of Arbroth, Claud Hamiltoun, comendatour of Paislay, William Bischop of Aberdene, Alexander Bischop of Galloway, Adam Gordoun of Achindoun, Alexander Hamiltoun of Goslintoun, knyght, Jhone Hamiltoun of Stenous, Alexander Hamiltoun of Innerweik, George Barklay of that ilk, James Hamiltoun of Ruichbank, James Hamiltoun of Woodhall, Jhone Hamiltoun of Dram, Gavin Hamiltoun of Roplech, Robert Hamiltoun of Garne, and Jhone Hamiltoun his brother, Mr James Hamiltoun of Milkesland, Alexander Hamiltoun of Lekprevick, Robert Hamiltoun younger of Daserf, Mr Archibald Hamiltoun his brother, Alexander Hamiltoun of Netherfeild, Jhone Hamiltoun of Culros, Arthour Hamiltoun of Mirretoun, James Hamiltoun of Marktoun maines, James Hamiltoun in Burnebray, Archibald and Andro Hamiltounes, brother sones to

Andro of Cockno, Thomas Hamiltoun of Preistfeild, James Hamiltoun of Sprowestown, James Muirhead of Lansip, Alexander Baillie of Littlegill, William Baillie of Tormestoun, James Glen of the Bar, Williame Glen his sone; befoir his iuctice, or his deputes, or his regent, or lordis of privie counsall, for ony crymes done in the comone caus contrair his hienes and his authoritie, or ony depending thervpon, sen the .xv. day of Junij, in the yeir of God 1567 yeiris, or for ony vther causes conteaning in the sumondis, sasing, proces, sentence, or domes foirsaid led against them sen the said .xv. day of Junij, in the yeir foirsaid, sall have na executione, but be void and of na wail, strenth, force, nor effect in all tyme cuming, without ony proces of speciale reductione or vther declaratione to follow thervpon. And that the said act of parliament salbe als valable, in all respectis, as gif the saidis, proces, sentences, and domes of forefalter, horningis, and penalties following thair vpon were reducit ordinarilie vpon the sumondis, all parteis haiffand entres being callit. And that this present article sall extend to all vtheris persones forefalted properlie comprehendit vnder this present pacificatione, that they also sall have his hienes licens and favour to reduce thair forefaltoris for sic ressonable causes as they can lybell.

1573
Feb.

And towardis thair escheatis of thair moveable gudis forefaltit for ony cryme comitted in the comone cause,

1573
Feb.

or depending therupon, or for ony vther causes and crymes conteanit in the saidis sumondis, treasone, proces, sentences, or domes foirsaidis led against ony thervpon, the samyn sall remane within them selvis: provyding always, that all gudis moveable, and debtis intrometted with and vptaken, whairvpon decreit was obtenead be vertew of escheat in tymes bygane before the according of the abstinence, vpon the penult day of Junij last by past, sall remane to the donatouris to the samyn and intrometteris therwith; and, in lyk maner, all panes and vnlawes restand awand or taken vp and not intromettit with for noneentrie of the said persones or ony of them, to vnderly the law, or for nonrecompence befor the lordis of secret counsall and regent in tyme bygane, to be simple discharged be vertew of the said act.

Item, be the act of parliament, it salbe declared, that all sic persones now returning to the kingis obedience, or that hes returned therto during the trubles past, quhilkis be forfaltor, actis, or decreitis of the privie counsall or session, for crymes comitted in the said comone caus or barratrie sen the first xv day of Junij, in the yeir of God 1567 yeiris, hes bene disposessit of thair landis or heretages, benefices, pensiones of benefices, heritable offices, honoris, takis, stedingis, possessione of landis or teindis, and levings whatsumever, salbe restored effectuouslie to the pos-

1573
Feb.

sessione therof, rehabitat to thair bludis and honoris, and enioy the samyn als suire as they did at ony tyme heirtfore, and as gif the trubles bypast had never happenit, notwithstanding ony proces or sentence past be dome of forefalter, eather in the parliament or befoir the justice and his deputis, at particular dyetis in justice court, or ony vtheris horningis and penalteis following thervpon quhatsumever, proceeding vpon the said comone caus. And for executione heiroy, and repossessing of the persones dispossessit of houses, that our soverane lordis lettres be direct be the regent within sex dayis, vnder the panes of treassone and horning; and for levingis, that lettres be direct, in the foure formes, be the lordis of sessione, sumarlie without calling of the personis craving to be repossessit; alwayis first making thair obedience be thair aithes and subscriptiones, and findand certane catione as said is.

Item, as tuiching the article, requyring that ane act sall pas in parliament, declaring the saidis persones to be frielie remittit and discharged for all actiones, crymes, treasones, transgressiones, or offences whatsumever, comitted be thame, or ony of thame in tyme bygane, in the said comone caus, or ony thingis depending thervpon sen the xv day of June foirsaid, 1567 yeiris, against whatsumever persones being in the contrarie syde, professing ane vther authoritie for the tyme (incest, witchcraft, and thift excepted), the

1573
Feb.

samyn article is aggreit and condiscendit vnto, saving in sa far as may extend to the murthereris of the vmquhile erle of Murray, and vmquhile erle of Levenox, gudschir, lait regent to his hienes realme, and liegis, which are matteris of sic wyght and importance, as the said lord regent can not convenientlie of him self remit thame; yit, in respect of the present pacificatione, it is accordit, that the mater of remissione of the saidis murthereris beand movit be the personis receavand the said remissione to the quenis maiestie of England, being, as is afoirsaid, princes narrest to our said soverane lord, bayth be blude and habitatione, in what forme scho sall advyse and counsall, tuiching the remissione of the saidis murthereris. The said lord regent, with consent of parliament, for the weill of our soverane lord, and for the vaiversall quyetnes of this heall realme sall performe, observe, and fulfill the samyn; quhilk remissione, in forme of ane act of parliament, subscrivrit be the Clerk of Register, salbe als gud and sufficient to the saidis persones and ilk ane of thame, as gif remissione ware past to thame in speciall vnder the grit seale; or they sall have the samyn remissione in dew forme vnder the grit seale, as best pleases thame.

And gif ony of thame desyres remissione for ony cryme preceeding the xv day of Junij, in the yeir of God, 1567 yeiris, the samin salbe grantit to thame,

the persones and crymes being medifeit : The murder of the king our soverane lord his father, and all vther murdereris, fyre reasing, thift, resait of thift, incest, witchcraft, allenerlie excepted.

1572
Feb.

Item, all sic civile proces past during the trubles, sen the said 15 day of Junii, in the yeir of God 1567 yeiris, whairwith the saidis persones or ony of thame, findis thame selvis grivit or iniurit, salbe resaivet be the iudges and ordinaries, giffaris of the decreitis ; and the parteis vpon thair supplicatione salbe hard to propone ony lauchfull defence that they myght have vsed the tyme of the deductione of the proces ; or gif they may alledge ony nullitie to have bene in the deductione therof, they salbe also hard thervpon, the [be] supplicatione als weill as the [be] reductione, provyding that the persones alledgene thame selvis grevit or iniuret, intend and execute thair saidis preceptis or supplicationes for that caus, within sex monethis efter the dait heiroy ; and in the mean tyme, all executione to ceis vpon catione or consignatione, at the directione of the iudges.

Item, as for the fructis, moveable gudis, eather per-teaming to his hienes, or his subiectis, quhilkis the saidis persones now returning to the kingis obedience, hes tane fra persones professing his hienes obedience, or damages or skaythis done, or comittit be thame sen the said xv day of Junij, 1567 yeiris, preceeding the according of the abstinence, vpon the penult day of

1573 Julij last bypast, through the said comone caus, or
Feb. ony thing depending thervpon, against the parties with
whome they then stude in controversie and debait;
becaus the materis are of sic weght, it is accordit,
that the samin being movit to the quenis maiestie of
England, whatsumever scho suld advise and consult
theranent, the said lord regent sall performe, fulfill,
and observe the samin with consent of parliament.

The rentis, fewfarmes, and meales of the lands of Pet-
tindrich, and thrid of Dumffes in Murray, being ane
part of our soverane lordis propertie intronettit with,
and vptacken be the said erle of Huntlie, or ony in his
name in tymes bygane, is be virtue of this pacificatione
frielie remittit and dischargit.

And as tuiching the rentis of the thridis of bene-
fices, comone kirkis, or freir landis lykwayis intro-
mettit with, and vptacken be the said erle of Huntlie,
and lord Jhone Hamiltoun, or ony in thair names
during the trubles, the said lord regent sall mak sute
to the kirk at the Generall Assemblie therof, for pro-
curing of sic discharge of the same rentis as may be
had; the said erle of Huntlie doing the lyk; special
declaratione being made be the said erle and lord
Jhone what is tacken vp and intronettit with in thair
names.

That all men comprehendit vnder this pacificatione,
after publicatione therof, be indifferentlie receavit, and

[haldin] as the remanent of our soverane lordis lieges, ower all partis of this realme; and that nothing done or occurit during the trubles in the said comone caus, or ony thing depending thervpon, be comittit as deidlie feid in iudgment, nor be ony exceptione against iudge, partie, assise, or vtherwayis.

1573
Feb.

That the ayres and successoris of persones forfeitit, properlie comprehendit vnder this pacificatione, and now departit off this lyfe, be restored, rehabilitate, and made lawfull to enter be breivis to thair landis and possessiones, and exerce all leiffull deidis in iudgment and without, notwithstanding the foresaltor led against thair fatheris and predecessoris, and as gif they had died at our soverane lordis fayth and peace; and especiallie Jhone, archbischope of St Androis, Gawin, comendator of Kilwinning, Andro Hamiltoun of Cockno, Jhone Hamiltoun his sone, and captane James Cullen, and the act of parliament to pas thervpon. That the captanes of men of ware, vnderwritten with the memberis of thair cumpaneis, salbe comprehendit in this present pacificatione; and also the hail suddartis and men of weir, which servit vnder thair charges, or attemptit deidis of hostilitie, and crymes comitted during the trubles, and befoir the said last day of Julij bypast, being alwayis subiect to answir to all thingis done sen the abstinence, was accordit vnto, as the remanent subiectis of the realme. They are to

1573
Feb.

say, captane Bruce, Jhone Hamiltoun of Kilbowie, his lievetenant, Jhone Robesone in Bradwoodsyde his enseigne: Captane Thomas Ker, James Arbuthneth his lievetenant, Thomas Daling enseigne: Gilbert Wauschope, Mathew Aikman, his lievetenant, and corporall Jonat, his enseigne: Robert Craufurd, called Gantilat, and James Oliphant. And the articles and conditiones befor specifeit, salbe further executed, gif neid beis, in sic forme as may serve for the suretie of the persones now returning to our soverane lordis obedience, the substance not being alterit; and that it be ample interpretit and extendit to the favors of the foirnamed persones now returnit to our soverane lordis obedience, for the sufficient suretie of there lyves, landis, levingis, pensiones, benefices, honoris, and gudis, moveable and vnmoveable, whatsumever danger or calamitie ony wayis may tend to thair hurt or preiudice.

Be it alwayis vnderstand, that this present pacificatione, nor na benefite of the samin, extendis not to ony persone presentlie absent and furth of the realme, or to ony personis specialie excepted in the first abstinence, accordit vnto the penult day of Julij last bypast.

In whilkis heall articles and conditiones of this present pacificatione, accordit vnto in maner and forme as is above specifeit, our soverane lordis comissionaris, as also the vther noblemen above specifeit,

solempnedlie promised and sweare the trew intentione and faythfull performance and observatione of the same in tymes cuming, in to the presence of the quenis maiestie of Englandis embassadore foirsaid, and in fayth and witnessing of the samyn, hes subscrivit thir presentis with thair handis; and his hienes commissioneris hes delyverit to the said erle of Huntlie, and comendator of Arbrothe, thair remissionē vnder his great seall; and the said comendator promises on his honor, that the lord Claud Hamiltoun, his brother, sall approve and subscrive also the articles and conditions of the pacificatione above specifit.

1573
Feb.

And mareattour it is accordit, that na horning for payment of thriddis, execute aganis the persones now returning to the kingis obedience, during the trubles, be valiable; but this pacificatione to be als sufficient relaxation as gif they were speciallie relaxit, without preiudice to execute the charges and denunciatione of lettres past be decretis of delyverance of the lordis of sessione of new; and this article to extend to all hornings execute for ony thing done [in] the same comone caus; or depending thervpon; or for not compeirand befor the regent and lordis of privie counsall. *Sic subscribitur* :

Argyle,
Ruthven,
Bellenden,

Montrois,
Boyd,
Dunfermeling,

1573

The Generall Assemblie of the kirk assemblit as they were wont the 6 of December, and sat till that day 8 dayis. Sindrie and dyvers thingis were thair treatit, especiallie that the lord Argyle desyred partiesane of his wyfe for non adherence. He productit the ordor vsed against hir, of hir chargene to adheir thrie or foure tymes be the superintendentis lettres, vnder the pane of excommunicatione, which was comandit be the assemblie to be execute in the Abbay kirk be Jhone Brand, minister thair for the tyme.

This tyme the regent gave in a bill to the assemblie, desyring that sum of the ministeris myght be appointed to sit, and placed in the colledge of justice, according to the fundation. The letter followes :

The regentis letter to the Generall Assemblie.—For-samekle as the equall half of the ordiner number of the senatoris of the Colledge of Justice, be the institution therof, are appointed to be of the spirituall esteat, and that certane places now waikis, whairthrow ther is oft tymes default of a full number, to the grit hinderance of iustice, not onlie to the whole subiectis in generall, but in particulare to the ministrie, having so mony thingis to crave be ordor of justice. And my lord regentis grace being of mynd to supplie the places of the spirituall esteat vaikand, with personages, godlie, lerned, and of gud iudgment; and that the ministrie hes thought convenient to sig-

nifie his intentione to the kirk now assemblit, to the 1573
effect they may think it gude, and allow that sic per-
sones in the functione of the ministrie as his grace sall
chois to be of the sessione, may be placed therin when
tyme servis therto. Subscryvit,

JAMES, regent.

END OF THE JOURNAL.

1572

THIS LETTER FOLLOWING WAS SENT OUT OF THE
CASTLE OF LETHINGTOUN TO THE LARD OF CARMICHELL, THAT HE SULD SCHAW IT TO THE LORD
OF MORTOUN THEN REGENT.

Memorandum, to desyre my coosing the lard of Carmichale, to speik to my lord of Mortoun, and to schaw him, that hearing the extreme point that he was at, gif I had bene able to have travellit my self, I wald have sought ane assurance, and cumet to have spokken with him my self, for the declaratione of the purposes following. Sen the indisposition of my persone will not suffer me, I will pray my said coosing, to desyre him in my name, to call to his remembrance what freindschip hes bene of auld betwene him and me; what gude offices I have done to him, and whair of my credit with the quene hes mony tymes servit him, alsweill in advancing him to honor and reputatione in the countrie, as in the satelling of him and his dearest in the securitie of their levingis. I trew he will confess, that by my onlie laboris he was maid Chancellor, when the erle of Murray was bent to purches the rowme to his gudfather the lord Merschell. I think also he will acknowlege, that I was the cheif instrument to labour the quenis consent, and that specialie be my credite the securitie was purchased of both

the-houses of Angus and Mortoun. I neid not repeat the gude part I keapit to him during his truble; what danger mony wayis I put myself in through that occasione. This part is knawin to few sa weill as to him self; I trust in his conscience he man think he never receaved so mony gud turnes at ony one manis handis, and that all that I did was onlie of kyndnes, and not for his geir. I never sought landis nor rowme at him in recompence; and when he offerit me geir, the messingeris are yit on lyfe, can testifie that I refused it. Sua that he man confess I was not his pensioner, and therefore deserved the moir gude will of him.

I desyre him, on the vther part, to remember how of lait tyme he hes vsit me; I will not rehears the whole, which ware ower long, but onlie tuiche the principall poyntis. He was the cheif procurare, solistere, and better fordwart of my pretendit forfaitoure for a cryme whair of he knawis in his conscience I was als innocent as him self. Gif he had procured my forfaitor for repyning against the kingis authoritie, I wald have tane it in the better part; bot I know he tuike the way he thocht wald mak me most odious to the people, whairthrow I am the less behaldin to him. Be his moyen and furthsetting, I am dispossesseth of my whole leving; and the same sparpeled in dyveris handis; whairthrow he hes thocht to lay the mea blockis in my way

1572 to recover it. All my particulare enemeis dependis vpon him ; and he hes tackin the protectione of the most part of thame, not for ony frendship was betuene him and thame befoir, bot onlie, as I may coniecture, becaus they are my enemeis. Weill, efter sa mony gude causes as I made him, appearandlie there suld have proceadit sum grit caus on my part, that suld have movit him to change the former freindschip in so great inimitie. I desyre him lykwayis to call to his remembrance what fault he can alledge, for the which I have deserved to be this ewill vsed. He will perhaps think that I maid not sic dependance on him as he desyred, and therefore tuke my mynd to be changed on him ; yit was this no caus why he suld desyre or procure my destructione. He may not alledge that I sought be ony meanis the wrack of his persone or his hous, or yit befoir he enterit in plane hostilitie against me, I had vsed my part of ane He will perhaps say, that without his advise I entered in intelligence with the quene. Albeit I had so done, it deservit not that efter so grit freindschip as I had schawin him, he suld have become my mortall enemie, and yit he man confess, that in that behalf also I gave him gude advice ; and being assured that with tyme, scho wald recover hir libertie (as yit I have no doubt but scho will), I esteemed it neather wisdome for him nor me, to deserve particulare ill will at hir handis.

As for my self, I went about to have hir my freind ; sa God is my iudge, I meanit in the beginning to have ane vniversall reconciliatione with hir, of all thame with whome I was ioyned in the comone cause.

Thus I have tuiched his part towardis me, and myne towardis him, whair of of reasone, I think I am and hes bene ewill vsed ; yit I speik it not at this tyme, to reproche him of ingratitude, but for ane vther intent moir godly and honorable for vs both, sen God hes viseit bayth him and me with corporall diseases, and litle lyckliehoode that ewer we sall meit face to face : I wold wishe for releife of bayth our consciences, that these causes were removed, and heir-after better effectis to follow. I knaw him to be a vyse man, and is able aneughe to foirsee that the world is not sa tedderit, but gif he inlaik they that he aught to cair fore may have neid of freindis. It may be, that for all that is past I may be in place, whair I may both doe gude and ill, stand my freindis in steade, and be ane evill neighbour to my enemeis. I desyre not to be the goate, to cast doun at nyght the mylk I have gevin all the day. Sen I have done so mekle for the hous of Anguse and Mortoun, that sum-tyme he said, thair suld a memoriall of my kyndnes remane in thair chartere kistis, I desyre not ony occasione be left, may move me to wishe the douncasting of that I helpit to build.

1572 Gif befor he inlaik, he will mak effectuall demonstratione, that he myndis the reparatiōne of my losses, in a ressonable manner, I can yit be content that all the evill offices past be buried in perpetuall oblivione; and I continew heirefter the gude will I sumtyme bure him self, to thais he sall leive behind him. And I dout not but or it be long, and soner nor mony be-leivis, the tyme will cum when they will think my kyndnes worthie the purchassing.

Ane answir to this foirsaid gewin be the lord of Mortoun, regent, to everie heid therof, in the moneth of December, 1572, befor the upgering of the abstinence.

I have sene a memoir in write of William Maitlandis, send to my servand the young lard of Carmichell, to be schawin me, whairby I am desyrit to call to my remembrance the freindschip of auld betuixt me and the said William. In it also is conteaned a rehersall of his gude offices done for me, and of my alledgit evill vsage of him laitlie. Bering in end his intentione for releif of conscience, that the ill caus suld be removit, that the better effectis heirefter may follow; seaming the mair cairfull, becaus of the extreme poynt he takis me to be at, and opinione that I sall inlaik of my present disease; and that he is lickle or it be long to stand his freindis in steid, and be

ane evill nyghtbour to his enemeis, and that his kynd- 1572
nes were worth the purchessing. Whairvnto I have
thocht gude thus schortlie to answeire for my awin
discharge of the thingis directit, and that be my silence
. teris writtin, suld not be further creditit
nor the treuth is.

How far the indispositione of his persone impedis
him fra trawell, him self best knowis; for my awin
part, I thank my God of his visitatione, and is not
out of hoipe, schortlie to have that habilitie quhilk
sall content my self, and serve me to discharge my
dewitie, so long as Godis pleasour is I leave.

It is true, and I deny not but that thair hes bene
freindschipe betuixt vs, quhilk as it decayed not in my
default, so during the continewance therof it was
profitable for vs bayth, and his trawellis were no moir
valiable for me, but my freindschipe stude him in als
grit stead, weying how vnable he had bene to vnderly
thair inimitie, that then bure him evill will, gif I had
not sustenit his querrelis, and declairit myself partie
to his aduersaries, quhilk drew me to the spending of
geir, that vtherwayis myght have done grit thingis.
The chancellarie I had not be his onlie laboris, but
ewin my lord of Murray, whome now being deid, he
wald mak my competitore, was thairin my freind and
furtherer, nather was William Maitland the cheif in-
strument of purchassing the securitie of the hous of

1572 Anguse and Mortoun, as he wald have men to think ; but therin I had the freindschip and furtherance of my said lord of Murray, whois travelis in the matter of Mortoun was sumpart for respect of his brother, the lard of Lochlevenis interest, being placed nixt in the tailyea ; and I gave the quene a thousand crownes in a purse, for the confirmatione of Angus. For vther gude turnes, give they were speciallie noted, I were able to answir thame.

Give he had not thocht my kyndnes and gud will worth that quhilk he was hable to doe for me, I dout not but he wald have beath sought and tackin geir and recompence at my handis ; gif he refused quhilk was offerit, the defalt was not on me. Gif the alteration of this freindschip proceadit from ony actione, or simple fra that quhilk tuiched my self in particular, I ware the moir blame worthie ; bot of that I referre the iudgment to God, and all that sall iudge indifferentlie in the world. Towardis his forefalter, when it salbe considerit wha then had the government, for what caus the forfalter past, I think they will not esteame me the cheif procurare, solistare, and settare forwardis therof ; for the erle of Lennox then regent, having the administration of the iustice in his handis, and the caus being the murther of the king his sone, it myght be weill thought litle procuracione or solistatione neidit. That I knew him innocent in my con-

science as my self, the contrarie therof is trew; for I was and am innocent therof, but could not affirme the same of him, considering what I vnderstand in that mater of his awin confessione to my self of befoir. For that wryting that he was the less behaldin vnto me, indeid I thought efter inimitie in his awin default declared I was not detbund to schaw him further gud will; but lyk as his travell tendit to the overthrowe of the kingis estate, and consequentlie to my wracke, and the noble men and vtheris whilkis be him were brought in the actione; sa was it na mervell that I wisht him to be maid vnable to annoy vs; for I iudged it metter that men of gud service and habilitie suld be rather gratifeid with his possessiones, the better to beir out thair charges in our comone cause, nor that quhilk was his sulde be sufferit to cum to his awin vse, to mentene the weir against vs.

I A gritter cause on his part culd not be to move me to change my freindschipe, nor when I fand him directlie enterit in actione, not onlie of intelligence with the queene, but to overthrowe that estate in the erectione whair of had bene a cheif and in defence of the quhilk, he be his pa I had drawn all of my name that culd not escaped wraik, gif we had anes slipped our grund, quhilk I always esteemed to be trew and honest; and in that respect culd never lyk of it, he callis his gude awyse; for

1572 as it was vane for him to think that he culd deserve
 mair particulare evill will at hir handis nor he had al-
 reddie, sa was it grit presumptione to pretend be him
 self that vniversall reconciliatione. And his doing
 was not without evident suspitione and danger to
 thame with whome he was ioyned in the comone caus.

Gif I inlaik, I thank God they that I aught to care
 for are not destitute of freinds, but are als able to
 doe a gude turne for another to thair nyghtboris as his
 succession; and I see not what gritter assurance he
 hes of his awin lyfe nor I have of myne whatsoever
 place he sall attene to. I wishe his doings may stand
 in better steid to him self, his freinds, and his coun-
 trie, nor his lait actiones hes declared for his nyght-
 bourheid, sic as he will profes inimitie vnto, most beare
 it as they may.

Gif the memorie bayth of his kynndnes and vnkynd-
 his behaviour suld be placit in our chartour kistis, I
 think the last suld exceid the first. And whither I
 inlaik or not, I wishe he may consider his offence to
 God, the king, the noble men, and vtheris whome he
 was ioyned with in this comone caus, and that the
 lossis in this trubled countrie, whair of he hes bene
 the occasioun, may be repaired, and how sone he sall
 give demonstratioun of his mynd to the repairing therof;
 nane salbe better content that the memorie of the by-
 past ewill desert be forgett, and he and his restorit
 to that quhilk sumty nes was his awin.

THE MANER OF THE ERLE OF HUNTLEIS [DEATH] 1576

AS I HAVE RESAVIT THE COPIE. THE DEAT OF
YEIR AND DAY IS NOT PUT WITH IT*.

As tuiching the certantie of the erle of Huntleis suddane death that ye desyre to know, their is dyvers reportis therof, alwayis I am crediblie informed be ane gentle woman wha had of ane gentle man that was present at the death, sawe and hard the whole maner, and tuichit the bodie of the said erle in service macking, as he mycht win to amonges the lave, and loved him as the tenderest of his twin hart, and was with him langare nor twentie-foure howris before his death, declared the maner to be this.

The erle of Huntlie neuer mirriare in his lyfe fra he was a man, nor better in healkh, nor he was that day. The erle of Sudderland and his sister had bene all nyght with him, and war riddin south; after that [departour], he past to ane huntis in ane wood call Wentonis wood, whair he slew thrie hairis and ane tod, and come hame

* This is George earl of Huntly, the same of whom so much is said in the preceding part of the volume. He died in May 1576.

1576 agane to his denner, büt it was after twelve hovris or he came. At the denner he cryed for ane futeball, that he micht play efter none, and reprovit Jhone Hamilton verie bitterlie becaus the ball was not reddie: and tuik ane half mark peice out of his awin bag, and comandit to bye ane, as he had dynit. The auld larde of Grant come in, aud brocht with him the lord [Adam] Gordoun. As thair denner was preparand agane, and were dynand, the erle himself was verie busie tryand out the maner of ane appointment that was be-
 tuixt the larde of Cowbardie, callit Murray, and his mother, wha was mareit to one called Car, quhilk was ane suddart to the said erle and his brother Adam, in the time of weir. This mater, with sindrie vtheris that he was speikand and directand, and the enterteanement of the lard of Grant pat off the day, while betuixe thrie and foure horis efter none, and then he enterit to the fute ball. But be he had stricken the secound straik with his awin fute at the ball, he fell on the grene; he arais agane, and past yonde to ane peit-stak, and set his bak to it. His brother Patrik cumis to him, saying, 'My lord, we are warrit in your default; ye mak no trawell.' He answered, 'I beleive I sall not play mair at this tyme, I am sumthing seik; bring me my cloike:' whilk was done. The cloike being led about him, he maid him in to the place. He begouth to staggare:

men persavit him, and gaid about him, and tuke grippes of his armes. Tuyse or thryse he staggered, and they held him vp. He said to thame that was with him, 'I wald faine be in the place quhill this were overpast me; I am seik, but I will be weil aneugh belyve.' Then as he come neir the vter-yeat, that is narrest the grene, thair was ahe litle myre or puile of water; the men lat thair grippis gang thair, if he mycht gang in him alane. As he had gane twa or thrie stepis fra thame, his cloik fell fra him, and he fell in the myre or puille on his face. The maister tuik him vp quicklie amonges thame, and bure him in to his awin chalmer, and laid him in his bed, quhill chalmer was ane round within the grit chalmer of the new work of Strabogie. Fra he was laid down he fuimeth at mouth and both the neisthiroles, and warslit with his handis, and bradeth vp with his bodie, and luikit vp braid with his eyen, and wald haue fane spocken; but culd neuer find a word saif ane, and that he repetit dyvers tymes; the word was this, luik, luik, luik. He vomeit mekle lyk blood, but it was blak lyk suite. He wroght still on this maner, quhill betwixt sex and sewin houris at ewin, and then he rande-rit the spreit, as it plesit God. Wha euer reportis vtherwayis nor this they speik besydis the truithe, for he gat neuer word mair of speiche nor I have above rehersit. Efter this, dyvers strange thingis were sene in

1576 that place, as the maner sall follow ; whilk I had of the mouth of thame that it was told to, be thame that both hard, sawe, and grapit him.

The erle of Huntlie beand deid thus on Setterday at ewin, Adam immediatlie causit, beir butt the deid corps to the chalmer of daveice, and causit bier in to the chalmer, whair he had lyen, the whole cofferis, boxis, or lettronis, that the erle him self had in handling, and had ony geir in keping in ; sic as writtis, gold, siluer, or golding worke, whairof the keyis was in ane lettrone. At the key of that lettrone was at his awin bag, whilk Adame tuke and openit that, and tuike out the rest of the keyis, and made ane inuentorie vpon all the geir he fand within that coffer, or at leist on the maist part, and speciall part of that that was within ; and when he had tane out sic money as to mak his awin expensis south, he lockit all the cofferis agane, and therefter locket the chalmer durre, and pat vp the kye, and caused loke the vter chalmer dure whair the deid corps lay : After they had set candelis in the chalmer to burne, and gaif the kye of that chalmer dure to Jhone Hamiltoun, wha was man having grittest caire within that place, and credite of the erle of Huntlie in his tyme. This done, with sic vther directiones maid for waiting on the place, Adam made him reddie, and tuke the post south at xii houris on the nycht, as I believe : ye have hard when he come thair.

On Sunday at x horis or thereby befoire noone, on the morne after the erle was deid, thair was in ane chalmer togither, callid the leather chalmer, vnder the turne grane, quhilk quarter is direct fornent the ald hall, thair was a xiiii or xvi men in that chalmer togidder, lamenting the death that was so suddanlie fallen, everie man for his part rehersing the skaith that was to cum be that death to thame. Amangis the quhilks thair was one wastland man standand vpright at his bak at the fyre, wha said the caus was not so hard to nane as was to him: for he was newlingis cum out of Lochinwar, or send be Lochinwar, thair for some ewill turne, that he had done that he myght not bruik his awin cuntrie for. And as he was standand vpright with his bak to the fyre, lamenting the hardnes of his cais, as said is, he fallis flat down on his face to the grund deid. The men pullit him vp, kaist vp duire and windoo, and gave him the ayre, thair culd appeir no lyfe in him except he was hotte. They bure him to the close and held him careing thair vp and downe, whill neir fyve houris at ewin, and then bure him to a bed, and laid him dovne; and when he had lyne half ane houre or therby, he reckovered with grit sobbing, and working with his handis, feit, and bodie, and he cryed 'cauld, cauld.' He wrought on sa the space of xxiiii houris fra he tuik it, or he recovered throughlie; and euer when he came out of the sowne, he cryed 'cauld,

1576 cauld.' On the morne thereafter, whilk was Tuysday nixt after the erles death, that Jhone Hamiltoun was gone vp to the galrie of the new wark, to bring downe spicerie or some other geir for the kitchine, and had with him ane Maister James Spittall, and ane vther man of the place, whois name I have forgotten; alwayis he was a servand of the place. This Jhone Hamilton oppened ane coffer, taking out sumthing that he neidit; he sayis, I am verie seik, and with that he fallis downe, cryand 'cauld, cauld.' The vther tua tuke him quicklie up, kest vp the window, and hade him vp and downe the hous. At lenth he said he was very seik, he wald have bene in ane bed: Maister James Spittal convoyed him downe the stair: When he was thair dovne, he remembred that he had forgotten ane coffer oppen behind him, he turned agane, and the said Mr James with him, and when they had come agane, they found the thrid man that was with thame, fallin deid ower the coffer, and he on his wombe lyand ower the coffer. Jhone Hamilton myght mak no help, be ressonne him self was ewill at eas. Mr James Spittal ran downe, and brought vp tua or thrie vther men, and careit him downe the staire, and vp and downe the close, but culd find no lyfe in him; at lenth they laid him in ane bed, quhair within ane whyle he recoverit, with siching and sobbing, wrasling with handis, feit and bodie, and ever as he got

only wordis, betuixt the sowning, he cryed 'cauld, cauld;' and this lasted xii or xiii houris, and I trow longer; gif he was so weill wated on as the lave, as he was not, bot gave him leave to wirk him allane, because he was ane simple pure man. All theis wrought as the erle of Huntlie did in his deid passionis, except they vomited not, nor fumed at the mouth and neis thiroles. 1376

Vpon that Tuysday after the deid, ane sourrigioner of Abirdene, called William Urwhart, come to Strabogie, and bowalled the deid corps, which after the bowalling was tane out of the chalmer and hade into the chapell, whair it remaneth to the buriall. Jhone Hamilton resavit the kye of the chalmer dure agane when that deid corps was tane out. On Weddinsday nixt after the deid, Patrik Gordon, the erles brother, was sittand on ane forme nixt to that chalmer dure, whair that the deid corps was bowalled; he heiris ane greit noys and din in that chalmer, whidder it was of speiche, of grayning, or rumbling, I can not tell. Thair was xvi or xx men in the hall with him; he garis call for Jhone Hamiltoun, and askis gif there was ony bodie in that chalmer; the vther said, Nay; he bad him harken what he hard at the dure, wha hard as he did. Then the kye was brought him. He comandit Jhone Hamiltoun to gang in, wha refused; he skip-ped in him self; Jhone Hamiltoun followed ane step

1576 or twa, and come with speid agane to the dure for feir ; Patrik passed to the inner syde of the chalmer, and hard the lyk noys as he did when he was thairout, yit could sie nothing ; for it was ewin, at the way ganging of the day light. He come bak agane verie affrayedlie, and out at the dure, and schew so mony as biddin in the hall, what he hath hard, wha assayed to pas to the chalmer, to know what was thair ; but nane enterit ower the dure thresschell, all come bak for feir. This pastyme lasted thame moir nor ane hour. Candles were broght, the chalmer viset, nothing thair ; as sone as they come to the dure agane, the noys was als grit as it was of befor, the candles burnand thair ben ; they said to me that knowis it, thair is not sa mekle a quicke thing as ane mouse may enter within that chalmer, the duiris and windois steikkit, it is so close all aboute. Judge ye how ghaist and gyrecarlingis come in amonges thame. They were ane hour or twa at this bickering, while ane man of the place comes in amonges thame, and said to Patrik ; ‘ fy, for gif he was not tentie, the brute wald pas through the cuntrie that the erle of Huntlie had risen agane.’ Then Patrik called thame that hath hard it, and comandit, that na sic word tuld be spoken. Ane that was present hard and saw thir proceedingis, tauld this tale to ane vther persone that I credit as my self. The brute of the erle of Huntlies

death was at the begynning comonlie as I have writ- 1576
ten, alsweill amonge the pureall as amonges the
richest that spak of it. Marie, after Adamis hame-
cuming, that voice was changit how the erle had died
so perfytlie and with sic kynd of speich, as give he had
deid with the grittest provisione that ever man did,
and speikand to the latter mamonde of his lyfe.
Then is it declared, how weill my lord regent tuike
with Adam, and with lamentable tearis bevaylit his
brotheris death; saying, that for the grit kyndnes
that was lailie contracted betuixt thame, he wald be
ane father to his fatherles, and protector to his friendis
and servandis, desyring him come hame agane, and
mak provisione for the burial. Quhilk, say they, he
did in every iote according to my lord regentis direc-
tiones. Marie, there is ane vther thing alledged,
quhilk is this, that the king was lyke to brek his heart
for greiting, that the lord Gordoun was not broght in-
continent to be his play feir and servant. I doubt
not but ye will sueir, and I in your hand, that this can
not fail to be trew, that the king wald suelt, except
he gat that good fatheris sone and gude kynd on the
motheris syde to accompany his grace; yit sall I not
think while I heir farther, for ony bygane, that my
lord regentis grace sall interteany and nowris tratoris,
as they wald have it to be beleivit. I man prais the
Lord my God, and blis his holie name for ever and

1576 ever, when I behould the fyve that was in the conspi-
racie, not onlie of the king and the secund regentis
murther, quhilk was the kingis graxis gudsir; but also
of the first regentis murther, whair of experience teichis
me some part. Foure is past with small provisiōe,
to wit, the Secretare, Argyle, Bothuell, and last of all
Huntlie. I hoip in God the fyft sall die mair perfite-
lie, and declare he leavis deidis with his awin mouth,
makand his repentance at the gallowes fute *. For all
his interpretatiōe of the lawis, gif he had interpret
the law of God ryghtlie, and followed the same, mony
had not susteanit the truble that they have done, and
so grit bloodsched had not been in the countrie, quhilk
I hoip in the Father of heavin to sie revengit.

* The object of this charitable desire is the earl of Morton; whence it is evident the account of the earl of Huntly's death was written before that of Morton. It is probable that the concluding sentences do not belong to the original.

THE SOWME OF ALL THAT CONFERENCE THAT WAS 1581
 BETUXT THE ERLE OF MORTOUN AND JOHN DURE,
 AND MR WALTER BALCALQUHEN, AND THE
 CHEIFTHINGIS WHICH THEY HARD OF HIM WHAIR-
 OF THEY CAN REMEMBER, THE DAY THAT THE
 SAID ERLE SUFFERIT, WHICH WAS THE 2 OF JUNE
 1581*.

First, being exhorted that he suld not be discoura- June
 ged, in consideratione of that esteat quhairvnto anes he
 has bene in this world, being in honour and glorie,
 and of the doun cast whairinto now he was brought;
 but rather, that in consideratione of the glorie to come,
 he suld reiose and be of gude comfort. His answer
 was, as concerning all the glorie that I had in this
 world, I cair not for it; becaus I am persuadit now, that
 all the honoris, ritches, freindis, pleasouris, and what-
 sumever I had in the world, is but vanitie. And as
 concerning the steat whairvnto now I am broght, I

* The following order appears in the Records of the city of
 Edinburgh, 1582.

REX. Prouest and baillies of our burgh of Edinburgh, we greit
 zow weil. It is our will, and we comand zow that incontinent
 efter the sicht heirof, ze tak down the heid of James, sum tyme
 erle of Mortoun, of the part quhair it now is placeit vpon zour
 awld tolbuith, swa that the sam heid may be bureit. For the
 quhilk, this our lettre sall be to zow sufficient warrand. Sub-
 scriyvit with our hand at Halyrudhons, the aucht day of Decem-
 ber, and of our reigne the sext zeir, 1582.

1581
June

thank God for it, and am at this point, that I am content reather to rander my lyfe, than to live ; becaus I know, that as God had 'appointit a tyme for my death, so has he also appointed the maner therof ; and therefore, that seing now is the tyme, and this is the maner, that best pleasis my God to tak me, I am content. And as for my lyfe in this world, I value it not a penny, in respect of that immortall and everlasting ioy whilk I hope for, and quhairof I am assured.

Secundlie, being requyred, what was his part or knowledge of the kingis murther, he answerit with this attestatione : As I sall answer to my Lord God, I sall declair truelie all my knowledge in that mater, the sowm whairof is this : First after my returning out of England, when I was banisit for Davies slaughter, I comé out of Wedderburn to Whittinghame, whair the erle of Bothwell and I met together ; and in the yarde of Whittinghame, after long commoning, the erle of Bothwell proponed to me the purpose of the kingis murther, requyring what wald be my part therinto, seing it was the quenis mynd that the kyng suld be tane away ; becaus, as he said, scho blamed the king mair of Davies slaughter than me. My answir to the erle Bothwell at that tyme was this ; that I would not in ony wayis medle with that mater, and yit for this caus, because I am but newlie come out of a new trouble, whairof as yit I am not reud ; being discharged

1581
June

to cum neir the court be sewin mylles ; and therefore I can not enter my self in sic a new truble agane, Efter this answir, Mr Archibald Douglas enterit in conference with me in that purpose, perswading me to agrie to the erle Bothwell. Last of all, the erle Bothwell yit being in Whittinghame, earnestlie proponed the said matter to me agane, perswading me thervnto, becaus he [knew what] was the quenis mynd, and scho wald have it to be done. Unto this my answer was : I desyrit the erle Bothwell to bring the quenis hand write to me of that mater for a warrand, and then I sould give him an answir ; vtherwayis I wald not medle therwith. The quhilk warrand he never reported vnto me. Then being requyred what wald have bene his part, in cais he had gotten the quenis warrand in that mater, wald he in respect therof, hence medlit with sic a filthie murther as that. He answerit, gif I had gotten the quenis write, and sua had kaawin hir mynd, I was purposit to have banisit my self agane, and turned my back vpon Scotland whill I had sene a better. Then following furth the discourse of this matter, he said, I being in St Androis to visit the erle of Anguse, a little before the murther, Mr Archibald Douglas came to me thair both with write and credite of the erle Bothwell, schawing vnto me that, that purpose concerning the kingis murther was to be done, and neir a poynt, and to requyre my concurrence and assistance thereto. My answir was to him, that I give

1581
June

no answir to that purpose, seing I had not gottin the quenis warrand in writ, which was promised vnto me ; and therfore seing the erle Bothwell never reported ony warrand of the quene, I medlit never further with it. Then being enquiryred whidder he gave Mr Archibald ony comand to be thair in his name ; he answerit, I never comandit him. Being enquiryred gif he gave him ony counsall thervnto, he ans writ, he never counsallit him to it. Being enquiryrit gif he counsallit him in the contrair, he ans writ, I counsallit him not in the contrare. Then it was said to him, that it was a dangerous thing for him that his servand and depender was to pas to sic a wicked purpose and knawing therof stayed him not, seing it wald be compted his deid. He answerit, that Mr Archibald at that tyme was a depender on the erle Bothwell, making court for himself rather than a dependare of myne. Efter this, following furth the said discourse, the said Mr Archibald then, said he, after the deid was done, schew to me that he was at the deid doing, and come to the kirk of Feild yarde, with the erle Bothwell and Huntlie. Then being enquiryred gif he resavit in his cumpany Mr Archibald efter the murder, answerit, I did indeed. Then it was said to him, appearandlie my lord, ye can not iustlie complene of the sentence that is gewin against you, seing that with your awin mouth ye confes the foreknowledge and concealing of the kingis murther, of quhilk tuo pointis onlje, ye suld not be able

to abyde the law. He answerit, I knowe that to be trew indeid ; but yet they suld have considerit the danger that the reveiling of it wald have brought to me at that tyme ; for I durst not reveill it for feir of my lyfe ; for at that tyme, whome to suld I have reveiled it ; to the quene, scho was the doare therof. I was myndit indeid to the kingis father, but that I durst not for my lyfe ; for I knew him to be sic a baírne, that thair was nothing tauld him but he wald reveill it to hir agane ; and therefore I durst in na wayis reveill it. And howbeit they have dampned me of arte and parte, forknowledge and concealing of the kingis murther, yit, as I sall answir to God, I never had art or part, red or counsell, in that matter. I forknew indeid and concealed it, becaus I durst not reveill it to ony creatur for my lyfe. Being enquiryt, why he wald not sensyne reveill it to the kingis majestie ; he answerit, he durst not for the same feir. Then he said, efter the erle Bothwell was chargit be ane assyze, sindrie of the nobilitie, and I also, subscriyvit a band with the erle of Bothwell, that gif ony suld lay the kingis murther to his charge, we suld assist him in the contrare ; and therefore I subscriyvit to the quenis marriage with the erle Bothwell, as sindrie vtheris of the nobilitie did, being chargit thervnto be the quenis writ and comand. Then being enquiryt in the name of the living God, that seing this murther of the king was

1581
June

1581
June

one of the most filthie actis that ever was done in Scotland, and that the secreitis therof as yit has not bene declared, neather yit wha was the cheif deid doaris, whidder he was wirreit or blawin in the aire, and therefore to declair gif he knew ony farder secret therinto ; he answerit, as I sall answir to God, I knew na mair secret in that mater nor I have alreddie tauld and hard be the depositiones of such as have alreddie sufferit for it ; quhilk depositiones are yit extant, Being enquiryt gif he knew ony presentlie to be about the king who war the doaris of that work, be whois cumpany the king or commonwealth myght be hurt ; he answerit, I know none, and I will accuse none. Last of all it was said to him concerning this purpos, that in respect of his awin depositione, his part wald be suspectit to be mair fowle nor he declarit ; he spereit for what resson. It was answerit, because ye beand in authoritie, howbeit ye puneist vtheris for that murther, ye puneist not Mr Archibald, whome ye knew to be guiltie therof. He answerit, I puneist him not indeid, neather durst I, for the caus befor schawin.

Thridlie, being enquiryt of the arle of Atholes poysoning, and gif he had ony art or part therof, he answerit, with a grit attestatione, saying, lat God never be merciful to me, gif ever I knew ony thing of that mater, or hard of it befor I hard the comone brute of the cuntrie. And being demandit gif he knew that Mr Jhone Provand brought hame ony poysons ;

1581
June

he answerit, I knaw nothing of Mr Jhone Provand but honestie : and said, fye, thair is ower mekle filthines in Scotland alreddie, God forbid that that vyld practise of poysoning suld enter amongis vs. I wald not for the erledom of Athole have eather ministrat poyson vnto him, or causit it to be ministrat vnto him ; yea gif I had bene ane hundret and he hes alone, I wald not have stirred a hayre of his heid*.

Fourtlie, Being enquiryt gif he maid ony conspiracie against the erle of Lennox, he answirit, with the lyk attestationes as of befoir, I never thought in my hart or purposed ony conspiracie against the erle of Lennox, nor myndet ever to doe him hurt in bodie or urtherwayis ; bot I was grevit that be the moyen of the erle of Lennox, wha as yit knew not the estait of

* John Stewart, earl of Athole, then Lord High Chancellor. A splendid entertainment had been given by the earl of Morton in April 1579, and Athole, after partaking of it, died within a few days. Strong suspicions arose of his having been poisoned, and that Morton had participated in this atrocious deed. It does not appear, however, that Morton could have any particular interest in perpetrating this crime. During the ruder ages, as every unsuccessful or extraordinary event was ascribed to sorcery, so was the unexpected death of every great man imputed to the machinations of real or supposed enemies.

It is not evident whether that horrible custom, so prevalent in other states, was practised here. But a singular anxiety to guard against it had long before been testified by the legislature ; inso-much, that the simple bringing of poison within the realm was punishable with the highest pain, that of treason.

1581
June

our countrie, nor perceavit the danger of the kingis persone, but being thervnto requeistit be vthers, sindrie were broght hame that war the kingis enemeis, walteraris of his kingdome, and enemeis of religione, which was ane appearand danger to his persone and realme, quhilk I hopit be counsall to have helpit when the erle of Lennox familiaritie and myne suld have bene griter.

Fyftlie, Being enquyred whidder he had ony trafficquene with England for transporting of the king or vtherways, or gif he had ony pensione of the quene of England; he answirit, as I sall answir to God, vnder the pane of condempnacione or salvatione, I never had trafficquene with England that way. Thair was never one in Scotland or England, neather the quene nor ony in hir name, that ever meaned sic a thing to me, directlie or indirectlie, as to transport or put the king in England, except it had bene for his profite and honour that he had bene crowned king of England; then I wald have ridden with him to have debated his ryght according to my power. And for the moir cleare purgacione of myself in this mater, I will say this, gif ever I ment, directlie or indirectlie, hurt to the king my maister, but meanit alwayis his weill, lat God never be mercifull to me, and I sall never ask Godis mercie for ony thought that ever enterit into my hart against the king; yea thair was nothing I regardit mair in this lyfe than that he suld be broght vp in vertue

and godliness; and I will say mair, gif I had bene als cairfull to serve my God and walk in his feare, as I was to see the kingis weill, I had not bene broght to this poynt that I am this day. And whairas they say that I was the quene of Englandis pensioner, as I sall answir to God, I had never pensione of the quene of England in my lyfe; and albeit the cause the brute to gang, that I suld have furnised the quene of Englandis suldeouris now last vpon the borderis, I never knew nor hard of it; and, last of all, whair they alledge that I suld have bene ane trafficquer with England, I praise God I had never trafficquene with thame but for the weill of the king, his countrie, and subiectis. Indeid, a yeir syne, the quene of England wrait to me a letter, the sowme whairof was this, that scho was informed that sindrie papistes and enemeis to the king were familiar with him and come in credite, quhilk could not be without his hurt, hurt to the religione and esteat of both the realmes, and therefore desyrit my counsall how it myght be remedied. Vnto this I send hir ane answir, the sowme whairof was this; I besocht her maiestie that scho wald not burding me with sic a thing, for I wald on na wayis medell in that mater; scho wald not be content that ony of hir subiectis suld medell with ony forane prince for the conformatione of hir affairis. Efter this answir I resavit a letter fra Mr Bowes, howbeit not subscriyvit be the quene of England, yet, as I vnderstand, sent be

1581
June

1581
June

hir moyen, and dyted be hir secretarie Welchinghame, quherein was declarit, that be this purpose thair was nothing meant eather to my hurt, or to the hurt of the king, the realme, both the realme and subiectis therof, and speciallie of the religione; but I wrote no answir agane, nor wald medle farther in that mater.

Sixtlie, Being demandit what was his part of the enterprise of the castell of Stirveling, he answirit, as I sall answir to God I knew nothing of it while it was done; but being in Lowthiane, I resavit aduertisement out of the castell of Stirveling, and wryting fra the king that I suld cum thair; and whairas they say that I myndit to keip the king captive thair, I never myndit to keip him in captivitie thair, or in ony vther place. But I vnderstude be the kingis awin speaking, that he was als frie at that tyme as ever he was befor or desyrt to be for the present. And gif that I had vnderstand that his grace wald have gone to ony vther place whair gritter libertie had bene, I wald have gone with him.

Sevintlie, It being laid to his charge that he was a grit hinderer of the materis of the kirk, and authorisare of the bischopes and vther corruptions, when he myght have done mekle gude for the furtherance of Godis glorie, and advancement of his evangle, both in the tyme of his government and sensyne; his answir was, as concerning religione and doctrine, as now it is preichit and professit in Scotland, I ever meant always

weill in my heart to it, and acknowlegit to be the verie trueth of God ; insamekle, that rather or ony hurt had come to the religione, I wald have bene content to have vared my lyfe, landis, and gudis in defence of it, lyk as now I am content to die in the constant professione therof. Bot indeid, as concerning sum thingis that then were in question betuixt me and the kirk, I did therin according to my knowlege, and followed that opinione that I thought to be best at that tyme, in consideratione of the esteat of all thingis as they were ; and therefore, howbeit I will not stand in the defence of thea thingis which then I did, yit I will mak this protestatione, that as I sall answir to God, that I did nothing in thea materis eather of contempt, malice, or vtherwayis ; bot gif thair was ony thing done amisse, it was of ignorance, and for laik of better knowlege, and gif I had knawin better I wald have done vtherwayis, and was now purposit at last to have helpit thame sa far as I myght.

1581
June

Aughtlie, Being desyrit, in the name of God, not to stand in defence of his awin innocence, bot planelie to confess his synis to Godis glorie, aud to think that however it may be that man hes done in this mater, yit God had alwayes done iustlie, and that he was suffer nothing but that whairof, before God, he was worthie and moir ; his answir was, however it be that men hes done, I remit them to God and thair awin conscience ; but I acknowledge, indeid, that God hes

1581
June

always done iustlie vnto me, and not onlie iustlie, but mercifullie also, becaus I acknowledge my self of all synneris to have bene ane of the grittest, a filthie abusere of my bodie in the plesouris of the flesch, gewin ower mekle to the world and pleisour therof, and sic vther synis as God myght iustlie lay to my charge, and that I express not the fructes of my professione in my lyfe and conversatione ; and therefore I beseich God to be mercifull to me. And indeid now I acknowledge the grit mercie of God in this, that amonges all the benefites he had bestowed vpon me, this is one of the cheifest, that in this my last truble he hes gewin space and laisour to repent me my synis, and to be at a point with my God ; in quhilk truble also I have found greater comfort than ever I culd have found befor ; becaus therinto I had concludit within my self, that gif God suld have sparit my life, and delyverit me out of this truble, that then I suld have cassin away all the cairis of the world, pleasour of the same, and delyte of all earthlie thingis, and dedicat my self heirefter to serve my God in all kynd of quyetness and simplicitie ; and gif it suld pleis God to tak me in this truble, I had concludit to be content therwith also, being always assured of the merceis of God ; and therefore now I thank God that now I find me at this point, that I am rather content to die then live, and that I sall not see the misereis to come ; for I will assure you, that I think to be the

most acceptable tyme that ever God culd have tane me ; for I perceave and foirsie sic misereis and confusionis to ensew, that I thank God I sall not sie them ; and ye ~~who~~ fearis God and levis behin me, when as ye ~~sall~~ sie thir thingis, ye sall wis ~~of~~ God to be whair I sall be, that is, with him. 1581
June

Nyntlie, Being demandit ~~what~~ he thought of the forme of iudgment vsit against him, and what was his opinione therinto, whither he thought ony wrong was done to him or not, and exhortit him not to blame men without cause ; he answirit, I wald be verie lothe to find falt or blame the noble gentlemen that hes tane vpon thair consciences to condempne me ; bot I remit thame to God and thair awin consciences : yit I am movit to speik sumwhat frielie in this matter, and it is this, I saw sa partiall dealing against me, that it had bene all alyke to me, gif I had bene as innocent as Sanct Stewin as gif I had bene als guilty as Judas ; for I perceavit planelie, that there was nothing but my lyfe sought, howsoewer it had bene, whilk appeared in this, that na exceþtione against ony persone that was to pas vpon myne assise could awaile ; for I requyred the erle of Argyle to purge him self of partiall counsall gewin to the persewer my accuser, he purgit him self indeid, but I know the contrair, that he gave partiall counsall to him. Lykwayis the lard of Wachtoun, the lord Seaton, and sic vtheris, wha were knawin to be my enemeis, notwithstanding my lauchfull

1581
June

exceptione, were put vpon my assise; in considerations whair of I can not [but] be perswadit of a thing which it behoved me to comunicat vnto you, and it is this, I persaive it is ~~that~~ my lyfe onlie that they ~~askand~~, but they, ~~wha are~~ the authoris of my death, had sum vther purpose in hand, quhilk they perceavt could not gudlie be done, except I and sic vtheris as favours the gude caus were tane out of the way; and therefore I can not but suspect that I have bene so handlit. And sic as I heirefter salbe put at, that they may have a moir potent way to doe thair turne; and I pray God that ye that are to live behind me sie not the practis therof. Bot I feir it sair; and therefore, in respect of this appearand danger of the comone cause, I will give my counsall to the king my maister, and wis you, in the name of God, to beir it to him. The sowme whair of is this, I perceave that they who has bene the kingis vnfreindis, enemeis to his crowne and comone caus, are broght in credite and in court; and they who had bene menteaneris of his crowne and gud freindis, discredited and mistyked of; and siclyke as are knowin to be papistes, and suspect to be enemies to the religione, are ower familiare and in ower grit credit with his maiestie, quhilk appearandlie can not be without grit danger to the religione and hurt to his estait; and therefore I admonis him, in the name of God, to bewar with thame and put remeid thervnto, and as he has bene broght vp in the feir of God, and cumpany of

gude men, to continewe therin, and not to goe bak,
or elis he hes done with it for ever; for I tell you
what movis me to speik this, the estait of religione in
this countrie appeared never to be in sic danger, and
that for this caus; I heir say that there is a dealing
and present trafficquene betuixt France and England,
and monseuris marriage with the quene is heavelie to
be fearit: gif France and England band together, and
that marriage goe forwardis, ye may easelie vnder-
stand that the one of thame will travell to persuade
the vther to thair religione. The monseur dar not
change his religione gif he ettle to the crowne of
France; and therefore ye man be assured he will tra-
vell to perswade the vther to his religione, and to bring
papistrie in England, quhilk is ower easie to be done,
the tuo part of England being papistes. Gif England
and France band together, and both be papistes, we
are left our alone; we have no league with England,
and therefore I knaw what we will doe, to wit, we
will cleave to the auld league with France, and to
band with France as France is now; and France and
England beand one, iudge ye in what cace sall the reli-
gione be with vs. God give the king and his nobilitie
wisdomes to foirsie the danger in tyme.

Tentlie, Being requyred to give his gud counsall to
the erle of Anguse, and to schaw him what was meit-
test to be done, seing presentlie he was in grit truble;

1581
June

1581
June

he answirit, truelie I dar give him no counsall ; the Lord help him, for truelie I dar give him no counsall ; and I will tell you why ; to bid him cum in presentlie I dare not ; all men may see in what danger he is, as thingis gois now, gif he cum in. And to counsall him to byde furth I dar not ; for then he sall lose the kingis favour for ever, he sall tyne himself his heritage, his whole freindis, and all ; and therfore the best counsall I can give him in this mater is this, that he mak all moeyen possible to purchase the kingis my maisteris favour agane, and to sie gif he may have ony assurance of his lyfe ; that he may serve his God and the king truelie, and submit himself and all that he hes to his maiesties gude will ; for pure man he hes done nothing yit but it may be mendit. I say no moir, but the Lord give him his spreit to follow that that is best.

Allewintlie, Being requyred to declair what was the sowme of that admonitione that Jhone Knox gave him, befoir he accepted the regiment, when he came to him a little befoir his departour ; he answered, I sall tell you sa far as I can remember. First of all, he sperit gif I knew ony thing of the kingis murther ; I answirit, indeid I knew nothing of it. Then he said to me, weill God hes bewtifed you with mony benefites, quhilk he hes not gewin to everie man ; as he hes gewin you riches, wisdom, and frendes, and now

is to preferre you to the government of this realme ; 1581
 and therefore, in the name of God, I charge you to June
 vse all thir benefites aright, and better in tyme to cum
 then ye have done in tymes bypast ; first to Godis
 glorie, to the furtherance of the evangle, the mentea-
 nance of the kirk of God and his ministry ; nixt for
 the weill of the king and his realme and his true sub-
 iectis : gif so ye sall doe, God sall bliss you and ho-
 nour you ; bot gif ye do it not, God sall spoilye you
 of thir benefites, and your end salbe ignominie and
 schame. Then being enquiryt gif he had fand this
 trew or not ; he answirit, I have fand it indeid, yit I
 doubt not but the Lord wilbe mercifull vnto me.

Then being inquiryt for what caus he held sum of
 the nyghtbouris of Edinburgh in waird ; he answirit,
 surelie I meanit no ewill to theis men ; but it was
 done vpon this respect : we had the mater of the bu-
 lyeon then in hand ; I was informed that they were
 the hindereris therof ; I thought it best at that tyme
 to put thame in ward for a while, till that turne had
 bene done, and gif I did thame ony wrang, I crave
 them forgiveness, as I forgive all men.

Being inquiryt gif he knew that he wald be accused
 of this mater afoir ; he answerit, I was aduertised of
 it indeid, and myght have escapit ; bot I wald not,
 leaning alwayis vpon my innocence, and not supposing
 that they wald have condempned me vpon sic a thing,

1581
June

Then after this, he and we called to God together be earnest prayer, during the quhilk prayer he schaw most inward motione of the spreit of God. The prayer beand endit, he sayis to vs, I thank you hartlie for your comfort quhilk you have offerit vnto me, for now indeid is grittest mister of comfort; and therefore, as ye have begvn, I beseich you to continewe with me. And now efter I am come to the knowledge of my awin synnes, thair restis onlie tuo thingis that I will crave you of, that is, first, that ye will schaw to me all kynd of argumentis whairby I may be comforted, and hauld me sure upon the merceis of God; and nixt, seing the flesch is but feirfull and waik, that ye wald comfort me against the naturall feir of death; quhilk desyre we travellit to satisfie be long conference quhilk were long to rehers in everie point, yit the sowme of it was this; it was said to him that there was thrie thingis chiefly quhilk myght mak him to be assured of the mercie of God in Christ. First, the innumerable and comfortable promises of Godis merceis conteanit in his word, whairvpon it behoves him alwayis to leane, whair of thair was cited vnto him. Secondlie, the example of Godis merceis practised towardis his awin servantis, howbeit they bene grit synneris; as appeareth in David, Magdalene, Peter, the theif, &c. Thridlie, the oft experience from Godis mercie, quhilk from tyme to tyme he had

1581
June

fund in his awin persone, aught to assure him now
 also of his mercie in the end. Vnto this he answirit
 saying, I know all that to be trew ; for sen I past to
 Dumbartane I have red all the fyve buikis of Moses,
 Josua, the Judges, and now I am in Samuel, and I
 will tell you what I have found thair ; I sie thair that
 the merceis of God are wonderfull, and always in-
 clyned to have pitie vpon his awin people of Israel ;
 for thair it appeiris, that howbeit he pvnist the people
 of Israell when they synit, yit how sone they turned
 to him againe, he was mercifull to thame ; and when
 they synned agane, he pvnist thame, and so oft as they
 repentit he was mercifull agane. And therfore I am
 assured howbeit I have oft offendit against my Lord
 God, yit he wilbe mercifull to me also. Farther, in
 this poynt it was said to him, that incais Sathan wald
 trawell to discourage him, in consideratione of the
 iustice of God on the ane part, and of his synis on the
 vther part, we exhorted him be the contrair to be of
 gude courage, and ewin in respect of the iustice of
 God, to be assured that his synis suld not be laid to
 his charge, and that because God was iust, for the
 iustice of God will not suffer him to tak twyse pay-
 ment for ane thing ; as we knew that in the comone
 dealing of men, he that is a iust man will not crave
 payment twys of that whair of he hes bene alreddie sa-
 tisfied ; and therfore, seing that Christ hes alreddie sa-

1587
June

tisfeit for our synis, and payit God for the outmost farding he could crave of vs, he can not lay our synis vnto our charge, being satisfeid in Christ, becaus that his iustice will not suffer him to take payment twyce for one thing. Vnto this he answirit, truelie that is verie gude.

As concerning the naturall feir of death, we exhort him to be alwayis occupeit vpon the consideratione of the glory of God, the ioy and felicitie of the lyfe that is to cum, and that suld be the onlie way to swallow vp the feir of this naturall death. He answirit, I praise God I doe so,

All this being done, having in his hand a prettie treatis of the meditatione of death, written be Mr Bradfurd, quhilk he said he had gottin fra the ladie Ormistoun, before he past in waird, and therfore befor his passing furth gave it to Mr James Lowsoun, desyring him to delyver it to the said ladie again. Having this buik in his hand, he willed Mr Walter to reid to him a peice therof, quhilk he did; in reiding whairof, with sindrie conferences vpon the thing that was red, both he and we gat grit comfort, in samekle as he said, I praise God I heir now with vther eiris then I heard of before.

With this being called to his disione, he desyrit vs earnestlie to tak part with him, as we did. He eat his disione with grit chearfulness, as all the company saw,

1581
June

and as appeared in his speaking. Now, sayis he, I sie thair is a grit difference betuixt a man that is occupelt with the cairis of the world, and him that is frie therof. And this I have found in the tua nyghtis rest going befoir; for in the nyght before my accusation, I culd get no rest for feir, becaus I knew I was to be accused the morne; and therefore being obliet to ansuir to everie point that suld be laid to my charge, I culd not sleip. Bot this nyght, after I was condemned, I knew that I was to die, I was at a point with my self, and had na thocht of the world nor cair of this lyfe, bot calt my onlie cair vpon God; and I praise God I never sleippit better in my lyfytyme nor I did this nyght; and said to William Stewart, William, ye can beir me record of this? wha answerit, it is trew, my lord. Then Mr Walter said to him, My lord, I will drink to you vpon a conditione: he answerit, What conditione? vpon this conditione, my lord, that ye and I sall drink together in the kingdome of heavin, of that imortall drink quhilk sall never suffer vs to thirst agane. He answerit, Truelis I pledge you Mr Walter, on the same conditione; and efter he had resavit the coupe, he said to Jhone Durie, Jhone, I drink to you vpon yone same conditione; wha answerit, I pledge you, my lord, and I am assur-ed it salbe swa. The disione being endit, and thankis beand gewin to God, he passeth to his chalmers agane,

1581
June

at what time Mr James Lawsons come to him agane, with whome he conferred the substance of all thir thingis agane after that we ware departed fra him.

Then at the after none we come to him agane, with sindrie of the brethrene of the ministrie ; as Mr James Lawtane, Mr Robert Pont, David Fergusone, Mr David Lyndsay, Jhone Brand, Mr James Carmichell, and Mr Jhone Davidsons, whome he resavit verie lovinglie in his armes, and said to him, ye wrait a litte booke indeid, but trewlie I menit never ewill towardis you in my hart ; forgive ye me, and I forgive you. At which speking, the said Mr Jhone was movit with tearis. All thir brethren being present, to thair grit comfort he repeatis agane the cheif substance of all thea thingis whair of he spak befor, being demandit point be point, as thair testificatioun of this mater subscrivit be thame at mair lenth will declair.

Therefter he was called to his denner, about tua efternone ; bot being at his denner, seing that the brethren of the ministrie war informed that thair was wrong report made of his confessione to the king, and that he suld have confessit mekle vther wayis then he did, whairby the king myght have had a war opinione of him ; they thought gud to send down some befor his suffering, to informe his maiestie of the treuth of his confessione ; as namelie, David Fergusone, Jhone Durie, and Jhone Brand, wha befor his death at lenth

tauld the whole simple treuth of his confessione as it was, to the kingis maiestie. 1581
June

At thair returning agane fra the Abbay, his keaper requyrit him that he suld come furth to the scaffold ; he answerit, Seing they have trublit me ower mekle this day with worldlie thingis, I supposit they suld have gewin me this one nyghtis leasour, to have advysit rypelie with my God. His kepar said, all thingis are reddie now, my lord, and I think they will not stay : he answerit, I am reddie also, I praise my God. And swa ane comfortable prayer beand maid, he passeth down to the yeat to goe directlie to the scaffold ; but the erle of Arran stayed him, and brought him back agane to the chalmers, and requyrit of him that he suld tarie till his confessione myght have bene put in writ, and substryvit with his awn hand and the ministeris that were present. He answerit, nay, my lord, I pray you trouble me no moir with thea thingis ; for now I have ane vther thing to advise vpon, that is, to prepare me for my God, seing now I am at a point to goe to death, I can not wryt in the esteat that now I am in ; all thir honest men can testifie what I have spoken in that mater. With quhilk answer the erle of Arran being satisfied, he said vnto him, now, my lord, ye wilbe reconciled with me, for I have done nothing vpon any particulare against you : He answerit, it is na tyme now to remember vpon querrallis ; I have na

1581
June.

quarrell to you, or ony vther. I forgive you and all vtheris, as I will all to forgive me. And so thereafter with gude curagé he passit to the scaffold. Being vpon the scaffold, he repeatit in few wordis, the substance of thea thingis quhilk befor he had confessit; except he concealit Mr Archibald Douglas name, and eikit sum wordis and exhortationes vpon the scaffold to the people, quhilk he spake not befor; as nameilie, he said, I am sure the king sall lose a gude servant this day; and so he exhortit the people, saying, I testifie befor God, that as I have professit the Evangle, quhilk this day is teachit and professed in Scotland, sua also, now willinglie I lay down my lyfe in the professiones therof; and howbeit I haue not walkit according thervnto as I aught, yit I am assured God wilbe mercifull vnto me, and I pray all gude Christianis to pray for me. And I charge you all in the name of God, that are professoris of the Evangle, that ye continew in the trew professione, and menteane it to your power, as I suld have done God willing, with my lyfe, landis, and all, gif I hath had dayis; quhilk gif ye doe, I assure you God salbe mercifull vnto you, but gif ye doe it not, be assured the vengeance of God sall lyght vpon you both in bodie and saull. As concerning all the rest of the thingis quhair of he spak comfortable on the scaffold, he spak thame in

effect, and mair amplie befor ; and therefore we think it not neidfull to report thame agane.

1581
June

Therefore all his speiches being endit vpon the scaffold, a comfortable prayer was made be Mr James Lowson; during the tyme of the quhilk prayer, the erle of Mortoun lay on grufe vpon his face befor the place of executione, his bodie making grit rebounding with sychis and sobbis, quhilk are evident signes of the inward and myghtie working of the spreit of God ; as they who were present, and knew what it was to be earnestlie movit in prayer, myght easelie perceave. The prayer being endit, and after that sindrie come to him befor his death, to be reconciled with him, whome most lovinglie he receavit. And after he had taken vs all be the handis that were about him, and bidden vs fair weill in the Lord, he passeth bayth constantlie, patientlie, and humblie, without feir of death, to the place of executione, and laid his craig vnder the axe, his handis being vnbound ; and thereafter Mr Walter putting him alwayis in mynd, and crying in his eare thir wordis following, he cryed continewallie till his head was stricken of ; Lord Jesus receave my saule ; in thy handis, Lord, I comit my spreit : Lord Jesus receave my saule ; quhilk wordis he was speikand ewin quhill the axe fell on his neck ; and sua whatever he had bene befor, he constantlie died the trew servant of God ; and however it be

1581 that his vnfreindis alledge that he liveth prouddie, so
June he died prouddie, the charitable servantis of God
culd perceave nothing in him but all kind of humi-
litie in his death, insamekle that we are assured, that
his saule is receavit in the ioy and glorie of the hea-
vinis ; and we pray God, that they wha are behind,
may lerne, be his exemple, to die in the trew feir of
the Lord. 2 Junij, anno domini, 1581.

A BRIEF NOTE OF THE THINGIS DONE BE THE ERLE OF LENNOX AND HIS ADHERENTIS, CONTRAIR THAIR PROMEIS MAID TO THE ERLE OF SUSSEX, LIEUTENANT OF THE NORTH, TO THE QUENIS MAIESTIE OF ENGLAND, BY THE QUHILK THAI HAIF VIOLET AND BROKEN THE ABSTINENCE SUBSCRIVED BE THE SAID ERLE OF LENNOX, WHICH WAS PROMISED TO BE KEPIT *BONA FIDE* *.

1. First, that the said erle hes causit hald a pretendit parliament, efter that he was required be the said erle of Sussex, in the quenes maiestie of Englandis name, not to hald the same.

2. Item, he hes compellit the subiectis to grant a taxt of tuelfe thousand pundis; and hes raised the same to mak the charge of thair comissioneris to cum into England.

3. Item, he hes charget sindrie of the queinis gud subiectis to compeir befor him, vnder the pain of rebelloun; and becaus thai did not compeir, he denun-

* Both this and the following article should have preceded Secretary Maitland's letter, because they are prior in date. This has been written between October 1570 and January 1571.

cit thame rebellis, and pat thame to the horne * ; and, vnder that cullour, hes intromettit with thair houssis, landis, and guidis.

4. He hes sent laitlie, since the subscriueing of the assurance, gryt cumpaneis of men of weir, bayth on fute and hors, to the duke of Chastellerhaultis landis, and his freindis in Cliddisdaill, Kynele, and vtheris places ; and hes spulzeit and takin away the haill gudis, sic as hors, nolt, scheip, plenissing insicht, alsweill of the pure tennentis and labouraris of the grund, as pertein yng to the duke him self, and landit men, to the gryt heirschip of the haill cuntrie.

5. Item, he hes lykwyse sent his men of weir to the castell of Liddingtoun, and hes spoyled the haill cornis and gudis pertein yng to the auld laird, and zoung laird of Lethingtoun, furth of all their landis and possessiones ; and the saidis men of weir withheldis and remanis still within the said hous.

6. Item, he hes sent to the landis pertein yng to the

* It was of great importance for either party to put their adversaries to the horn ; for certain oppressive penalties and disabilities were incurred by it.

The more solemn parts of the Scottish law were carried into execution, by writings which proceeded in the king's name, and commanded obedience. If the injunctions were not obeyed within the limited time, a certain ceremony was performed, which consisted in blowing a horn, and declaring the individual in a state of rebellion.

In particular situations, the forfeiture of the whole property belonging to the person followed this *denunciation*, as it is called.

Lord Flemyng, and to Johne Flemyng his bruther, and compellis the tennentis of thair landis to mak payment to the said erle of the males and dewteis of thair landis and baronyis of Biggar, Thankertoun, Edmestoun, and Glenghan, pertenyng to the Lord Flemyng; and of Carwod, and of vther landis pertening to the said Johne Flemyng, and of vtheris grit enormiteis perpetrat be the erles men of weir.—They have slane and destroyed the deer of his forrest of Cummernald, and the *qubit ky and bullis* of the said forrest, to the gryt destructione of polecie, and hinder of the commonweill. For that kynd of ky and bullis hes bein keipit thir money zeiris in the said forrest; and the lyke was not mantenit in ony vther partis of the ile of Albion, as is weill knawin.

7. Item, he hes intromettit with the said Lord Seytones housse of Seytoun and Nidry; disponis vpoun his guidis and cornis at his plesour.

8. Item, he causis Alexander Hume of Manderstoun intromet with the haill males, fermes, and dewteis of the abbay of Coldinghame, being the quenis good subiect.

9. Item, he will not suffer the Lord Humes servandis, intromet with his males and dewteis of his landis, nor with his cornis and guidis.

10. Item, he hes chargit the Lord Seytoun, and George Douglas, bruder to the laird of Lóchlevin, to compeir befor him vnder the pane of rebellione, for

convoying of the quenis maiestie of Scotland furth of Lochlevin; and, incais of noncompearance, intendis to denunce thame rebellis, and put them to the horne, gif the same be not alreddie done.

11. Item, he hes chairgit Johne Simple to deliver certane iewellis, and furies of martrick, and sabelis pertaining to the quenis maiestie of Scotland; and, becaus Johne Simple wald not deliver the same to the erle, he hes causit put him in prisoun within the castle of Blaknes.

12. Item, since the subscriyving of the said assurance, the said erle, and his adherentis, have vsit gretar rigour nor it was in thair power to do befoir. Becaus, since the subscriyving of the said assurance, the Quene of Scotlandis guid subiectis wald not, in ony wayis, offend the treaty; and swa the rather hes sufferit all thir iniuries, nor to geif occasion to the quenes maiestie of England to be offendit with thame, or to leave of the treaty begun, in thair default. And, becaus the principall assurance betuix the parteis in Scotland hes bene taken be the quenes maiestie of England, quhairvpon hir hienes lieutenant did ressaue the promeis of baith the partes, that all thingis suld be done, and peace keipit amongis thame all, during the said abstinence, *bona fide*, quhilk, nevertheless, is violated be the foirsaidis erlis, and mony vtheris done be the said Erle of Lennox, and his adherentis. Thair-

foir, in moist humble wayis desyres hir maiestie to caus the saidis iniuries and wrongis be repairit out of hand, be the said erle, and his adherentis in Scotland; or ellis to caus the said Erle Lennox guidis and landis, within England, to be ceased thairfoir, according to all ressoun, and believes assuredlie the quenes maiestie of England will not refuse the same, in respect that it is conforme to the laws of hir awin realme, and wald not be refuseit to the meanest that wald require the same within this realme, in vther privat and particular causes, according to law and iustice.

13. And, in consideratione of the foirsaidis, that the quenes maiestie of England wilbe sa guid as to writt vato Scotland, to Lennox, to caus the saidis wrongis be repaired; and, to geif a copie of hir maiesteis lettre to the bischope of Rosse, to be send to the quene his maistres, to the effect scho may aduertise hir guid subiectis in Scotland of the quenes maiesteis mynd, to proceed in this treaty, and that hir hienes will not mantene the said erle in these vngodlie and vnresonable attemptatis, contrair his fayth and promise.

14. Attoure, the quene of Scotland sent for Mr Robert Crychtoun, hir hienes advocat, to cum there with the comissioneris, quha can not be sufferit to cum be the erle of Lennox, becaus he hes compellit him to find souertie vnder the pane of foure thousand

pundis, that he sall not pas farth of the toun of Edinburgh, whiche is done for the hinderance of the queinis service, and of this treaty. Thairfoir desyres maist humblie the queinis maiestie to caus the erle of Lennox discharge the suirtyes, and him self licentit to cum thider to assist to this treaty*.

FROM THE EARL OF LENNOX, REGENT OF SCOTLAND†.

After our maist hertlie commendationis. Albeit, we dout not it is the meaning of the queinis maiestie, that the abstinence salbe weill and sincerelie kept in this realme, during the tyme agreid vnto: Zit sic observatioun as the adversares has used, sen the subscribing of the last abstinence, ze may persauie be the particularis following :

First, The detentioun of James Craik, messenger, quha wes takin of befoir at Dumbartane, executand the kingis lettres, and careit to Dunnvne in Ergile, quhair he hes bene detemit in miserabill prisoun in irlis, be the space of sax or sevin outhis bepast, and

* The regent's answer to these accusations is so diffuse, and interspersed with other matters, that it would appear tedious if inserted here; but the following paper shows what he conceived aggressions on the other side.

† These instructions were probably addressed to the Commendator of Dunfermling, then in London.

zit not relevit : quhair of we haif at divers tymes heir-
resoir aduertit.

Item, the young lard of Garleis past laillie in Gal-
loway, with a few men in favour of our nepho lord
Robert Stewart, commendatour to Qubitherne, to for-
tifie officiaris of armes in executioun of the kingis let-
tres past at the instance of our said nepho, quha wes
prouidit to that benefice befor we acceptit this charge
of regiment ; and without ony provocation maid be
the said laird of Garleis or vther occasioun gevin, saul-
fing assisting to the proclamatioun, and vring of the
saidis lettres, he wes assaultit in the hous quhair he
remanit within the toun of Qubitherne be Patrick
Flemyng, and the garresoun intertynete be the lord
Flemyng within the hous of Congiltoun, and thair, in
his defence, twa of his servandis cruellie slane, thrie
deidlie hurt in perell of thair lyffis. And, at the
tyme, thair wes takin furth of his stabill sex horsis,
quhilkis the personis being in the said hous of Congil-
toun, reteans, or hes disponit vpon thame at thair ple-
sour. Bot sensyne, as we ar newlie informit, thay
haif slane his principall servand that went with him,
and hes takin and deteins him self as prisoner.

Item, Claude, the duikes sone, and vtheris of the
Hamiltonis declairit traittouris, hes be proclamatioun
dischargeit not onlie to answer James Cuninghame,
sone to the erle of Glencairne, pensioneer of Kelso,

to be answerit of his pensioun, quhill is assignit to be payit to him of the fruttis and rentis of Lesmahago; bot als they haif appointit Williame Hamiltoun, broder to Robert Hamiltoun of Inchermachan, as chalmerlane to thame to iestromet and tak vp the said pention to thair vae; and hes compellit the tenentis to lay in alsweill their fermes as teindis alreadie in the castell of Draffen.

Item, thay have be force compellit the lord Sempill's tenantis of his barony of Glasfurde to mak payment to thame of their full rentis and dewities of the said baronie; the said lord being still keipit as presonar with thame, quhome thay haif laitlie convoyit furth of Ergile to Draffen.

Item, thay haif used the lyk compulsion and force againis the tenentis of the laird of Cunninghame heidis landis of Lampskair, and of the laird of Glenbervies lands of Bradwod, constrenand the tenentis to mak payment to thame of the rentis thair of, and to lay in their reddiest victuallis in the said castell of Draffen.

Item, vpon Weddinsday the xvii of Januar instant, the said Claud Hamiltoun, Arthour Hamiltoun of Myrretoun, and vtheris of that name, enteret in the Abbey and place of Paislay, perteing to the lord Sempill, now being prisoner and captiue in thair handis, and hes takin sum of his friendis and servandis presoneris, and reft, spoilzeit and away takin his hors and vtheris guidis being thair, and put a garnysoun in the samin place and

abbay, tending to retene and keip it be force; the same being and continewing in the possession of the said lord Sympill, sen the dispositioun maid to him thair-
of, after the foirfaltour orderlie led, alsweill aganis the Bischope of Sanct Androis, vsufructuar and lyfrentar of that benefice, as aganis the said Claud Hamilton nominat successour to the same; and sensyn the said Bischope in person has cum to the said Abbay, and thair fensit and baldin courtis in name of the quene, the kingis moder, minassing the tenentis that he will be payit thre zeiris rentis begane, and hes alreddie begvne and spoiled and reft divers horsis and guidis furth of the grund of my awin proper landis of Dornlie and Camklystoun.

Thir sa frequent and manifest violationis of the abstinence acceptit now quhen her maiestie willit the same to be maist sincerlie observit, as it hes bene on our part, declairis how lichtlie faith, honour, and promise is regardit be that race of factioun, quhat thai intend farther notwithstanding the assurance, and how thai haif maid provocation be armes and vtherwayis to ws, to revenge thir attemptattis, and seik amendis the best we may, befoir thai proceed to forder interpryss, in preiudice of the king, and to our disadvantage.

All this, we pray zow, declar vnto the quenis maiestie, lettand hir hienes vnderstand quhat greit harme we daylie sustene vnder this abstinence, quhilk we not

onlie aggreit vnto at hir hieness desyre, but als to the suspension of the parliament, notwithstanding the wechtie materis concerning the kingis estait, that were to be entreated thairin ; vsand all the expedition that possible we can in dispatching of commissioneris towardis hir maiestie, for her fvrther satisfioun in ony thing lyand in vs, not doutting bot hir maiestie will consider this dealing of our aduersaris to be purposlie used to stay hir order and resolution intendit, and how we vpon thir prouocationis and manifest iniuries haif iust caus to seik the revange thairof the best we may.

Albeit, heirtofore, we wrait vnto zou, that the commissioneris suld be thair again Candilmas; but sic has bene the delay of the noble menis conuening, at the occasioun of the storme and tempestuous wether, and sa wechtie ar the materis heir to be deliberat, and quhairvpon thay mon cum instructed, the wether still thairwithall continewing so ewill, and the trawelling so diffissil, that we trust it sall be about Candilmas befor thai can be abill to depairt frome this : Of the quhilk we thocht meit to gif zow knowledge, that ze may excuis the delay the best ze can.

Furthermoir, ye sall understand, that the aduersaris not onlie attemptis thir murtheris and iniureis aganis the effect of the abstinence ; bot als perswadis all men, that the twa quenis ar fully agreid, that we dar not pas in the west countrie, nor resist ony of thair enterpryssis, as thocht we were tyit in this town

quhair, indeid, we haif bene constrainit to remane lang-are nor our meaning wes, pairtlie be reassoun of our infirmitie, and pairtlie for the suspensioun of the parliament and dispatche of my lord of Mortoun, swa as ze may declair vnto hir maiestie the greit wrack and skaith that we daylie sustene vnder this abstinence, quhilk we haif bene sa willing heirtofoir to observe at hir maiesteis motioun and desire.

And, finalie, we pray zow, to expaid the money for payment of the men of weir how sone possible ze can, for swa is mister considering the thingis ellis attemptit be the adversaris and thair appearand preparatioun to work forther mischief. We haif had mekle ado to stay our suddertis ane day after this without payment at leist of a monethis waigeis in hand, and with difficultie perswadit thame for a very short time vpon promise the same day of half a monethis waige, quhilk we trust sall be hard enewch to do : and ze knaw thair hes not bene gretar necessitie of thair service nor now, quhilk we dout not bot zour part ze will regaird with als greit cair, as the mater twechis ws all; indeid, the gretar expedition in this behalf be vsit, the mair acceptabill will the thing be that cumes. And sa leiffing forther writting to new occasion, we comit zow in the protectioun of Almightye God. At Edinburgh, the xxii of Januar, 1571.

INDEX.

ST ANDREWS, John Hamilton, archbishop of, attends a council of the queen's adherents in the north, 37. Taken in Dumbarton castle, and hanged, 120.

Mr John Douglas, inaugurated archbishop, 323.

Contentions between the colleges, 377.

Annan castle taken, 36.

Argyle, earl of, leaves Edinburgh, 11. Returns for the purpose of proposing a conciliation, 148.

Arran, earl of, desires the earl of Morton to sign his declaration, 515.

Articles. Complains to the lords, of the articles against Sir James Balfour, 445.

Assembly, General, meets in Edinburgh, 98. Complaints to it against John Knox, 100. Held in St Andrews, 329. Held in Perth, 364. Receives a letter from John Knox, 365. The answer, 368. Held in Edinburgh, 407.

Athole, earl of, leaves Edinburgh, 11. Earl of Morton's declaration concerning his death, 498.

Athole, Countess of, reputed a witch, 238.

Balfour, sir James, alledged to have betrayed the queen, 4. Forfeited by the king's adherents, 258. Makes a

- composition with the regent, 440. Libel against him to the lords of the articles, 445.
- Ballack—Council of the queen's party there, 37.
- Ballad from the castle, 94.
- Blackness, castle of, 142. Betrayed to the queen's party, 332. Beset by the laird of Carmichael, 441.
- Borthwick, Mr David, 11, 17.
- Bow men, of lady Crawford's, 303.
- Boyd, lord, 11. Carries lord Semple prisoner to Argyle, 22. Comes to Edinburgh, to promote a pacification, 148. Appointed a lord of session, 333.
- Braid, laird of, attacked in his own house of Braid, 172.
- Brechin—Officers and soldiers of queen Mary's party hanged there by their adversaries, 34.
- Buchan, earl of, 341.
- Buchanan George, pensioner of Croce regal, 64.
- Caerlavrock castle taken, 36.
- Calder, captain, shoots the earl of Lennox, 256.
- Carmichael, laird of, taken prisoner, 321. Blockades Blackness castle, 441.
- Cashell, bishop of, taken at Dundee, 341. Escapes from the castle of St Andrews, 364.
- Cassilis, earl of—His cruelty to Mr Allane Stewart, 55. Is summoned before the regent, 64. And imprisoned in the castle of Blackness, 142.
- Cathcart, lord, 88.
- Challenges to single combat between sir William Kirkaldy, and Stewart of Garlies, 184.
- Chatelherault, duke of, liberated from the castle of Edinburgh, 11. Attends a council in the north, 37. Arrives in Edinburgh, 143. Is forfeited by the king's party, 258.
- St Colme—Sir James Stewart commendator of, 35.
- Cousting, Mr Patrick, 329.
- Coutts, captain, hanged, 34.

- Cowhill, tower of, burnt, 36.
 Crawford, earl of, 14.
 Crawford of Jordan-hill—His account of the taking of Dumbarton castle, 123.
 Culan, captain, taken, 235. And put to death, 242.
 Cummernauld, White cattle in the forest of, 521.
 Cunningham of Drumquhasil, 121, 239.
 Dalkeith—A conference there between the contending parties, 10. Part of the town burnt by the queen's faction, 324.
 Douglas of Drumlanrig, taken prisoner, 236.
 Douglas, Mr Archibald, 311, 312. Imprisoned in Stirling, 334.
 Douglas, Mr John, elected archbishop of St Andrews 246.
 Downe castle taken by the regent, 35. Earl of Eglington imprisoned there, 142.
 Draffan castle, 22.
 Dumfries castle taken, 36.
 Dun, laird of—Letters to the regent, 279, 288.
 Dumbarton castle taken, 120. Inventory of the arms, ammunition, and provisions found in it, 126.
 Dundas, castle, attempt to take, 337.
 Dumfermling—Commendator of, 20.
 Dryburgh, commendator of, 325.
 Edinburgh, magistrates of, called before the queen's lords, 2. Letter from the town and ministers to the queen's party in the castle, 267. The regent refused admittance to the town, 149. Attacks upon it, 151. Besieged by the earl of Mar, 274. A wide breach made in the town wall, 270. The mills destroyed, 333. The inhabitants much distressed for fuel and provisions, 342. Conflagration occasioned by the garrison, 444.
 Eglington, earl of, 142.

- Elizabeth, queen—Her declaration on sending an army to the borders, 4. Recommends the election of the earl of Lennox to the regency, 23. Letter to the commendator of Dunfermling, 88, 90.
- English army enters Scotland, 12. Takes Home castle. Arrives in Edinburgh, 16. Takes the castle of Hamilton, 21. Returns to Berwick, 22.
- Erismen, 2.
- Fleming, lord, 17. Escapes from Dumbarton castle, 123. Accidentally wounded in Edinburgh, and dies, 344. 387. His possessions destroyed by the king's party, 541.
- Fleming, lady, taken in Dumbarton castle, 124.
- Fleming of Boghall, 123, 142.
- Forbes, master of, 277. Taken prisoner by Adam Gordon, 304.
- Galloway, bishop of, a sermon preached by him, 176.
- Glasgow, castle of—Assaulted by the Hamiltons, 17. Betrayed, but retaken, 171, 172.
- Glencairn, earl of, an ambush laid for him, 13. Taken by the queen's party in Stirling, 255.
- Gordon of Lochinvar, arrives in Edinburgh with forces, 130, 154, 178.
- Gordon Adam, of Auchindown, forfeited by the king's party, 258. Defeats the Forbesses in the north, 273, 303. Commits excesses there, 278.
- Gordon, Robert, accidentally killed, 337.
- Hakkerston, captain, taken prisoner, 305.
- Hamilton castle, taken by the English, 22.
- Hamilton palace, burnt, 22.
- Hamilton, lord Claud, received into Edinburgh castle, 132. Arrives in Edinburgh with some forces, 143. Brings lord Semple to Edinburgh, 175. Shoots the laird of Westerhall, 321. Attempts to take Kilsythe, 339.

Hamilton, lord John, commendator of Arbroath, 37, 148.

Engages in the general pacification, 455.

Hamilton, Gavin, commendator of Kilwinning, 37, 134.

Forfeited by the king's party, 154. Killed in a skirmish, 235.

Hamilton, Arthur, of Mirrietoun, defends Hamilton castle against the English army, 21.

Hamilton, Mr Robert, moderator of the general assembly, 329.

Herries, lord, 3, 11 130, 154, 178. Endeavours to obtain a pacification, 326.

Hoddam castle destroyed, 36.

Holyrood-house, assaulted, 240.

Home, lord, 2. Comes to Edinburgh, 13. Taken prisoner, 235.

Home, captain Patrick, killed, 343.

Home castle taken by the English, 13.

Huntly, earl of, 12. Letter to the duke of Chatelherault, 29, 129. Is forfeited by the king's party, 258. Account of his death, 483.

James VI. king. Proclamation against the earl of Huntly, 31. Proclamation against sir William Kirkaldy, 212. Proclamation concerning the massacre in Paris, 308. Present in parliament, 246.

The king's adherents review their army, 19. Hold a parliament, 52. Refused admission to the city of Edinburgh, 149. Come to the Cannongate to hold a parliament, 151. Hold a parliament in Stirling, and forfeit many of the queen's adherents, 246, 258. Their address to the queen's party in Edinburgh castle, 263. Assemble and elect a regent, 413. Their declaration against their adversaries, 430. Charge the queen's party with aggressions, 524.

Kello, Mr John, his confession of murdering his wife, 39.

Ker of Phernierst. Invaded by the English, 12, 149.

153. Skirmishes with the regent's adherents, 170. Leaves Edinburgh, 171. Forfeited 258. Is defeated by the king's party, 325.
- Kennedy of Bargany, takes the house of Dunure, 65.
- Kircaldy, sir William, 1, 2, 3. Becomes suspected by the king's party, 4. Is provost of Edinburgh, 14. Refuses to deliver the Scottish regalia to the king's party, 51. Causes the prison be broke open to liberate a criminal, 69. For which John Knox declaims against him from the pulpit, 70. His complaint against Knox, 72. His declaration of friendship towards the city, 137. Makes an oration on the qualities of a deceased officer, 177. His proclamation against the earl of Lennox, 216. Bond between him and the town of Edinburgh, 219. Is forfeited by the king's adherents, 258.
- Kircaldy, James, arrives from France with supplies to the queen's adherents, 147. Taken prisoner, 441. Makes himself master of Blackness castle, 442. Taken again, and carried to Edinburgh, 444.
- Knox, John, struck with apoplexy, 54. Attacks sir William Kircaldy from the pulpit, 70. Answers to sir William's complaint, 79. Anonymous libels against him, 100. His answers, 111. He is compelled to leave Edinburgh, 144. Protests against the election of an archbishop, 331. Returns to Edinburgh, 385. Complaints against him by Secretary Maitland, 415. He dies, 425. His character, 427.
- La Croc, French ambassador, endeavours to obtain an abstinence from hostilities, 344, 397. Leaves Scotland, 402.
- Lambie, captain, takes James Kircaldy prisoner, 443.
- Leith, occupied by the regent's forces, 148.
- Lekprevik, Robert, his house searched for the chameleon, 130.

Lennox, earl of, arrives in Edinburgh, with the English army, 16. Elected regent of Scotland, 28. Takes the castle of Down, 35. Also, Dumbarton castle, 120. Occupies Leith, 148. Being refused admission to Edinburgh, encamps in the Cannongate, 151. Is killed at Stirling, 256. Accused by the queen's party of violating the truce, 519.

Lethington, old laird of, 337.

——— house of, taken, and re-taken, 333.

Lindsay, lord, takes some of the queen's supplies from France, 238. Is set at liberty, 242. His house of Byres burnt, 247. Takes the house of Lethington, 333.

Little, Mr Clement, 76.

Livingston, master of, taken prisoner in Dumbarton castle, 123.

Macgill, Mr James, 88.

Maitland, Secretary, has an interview with the governor of Edinburgh castle, 1. Leaves Edinburgh, 22. Suspects a satire against him is printed, 130. Is forfeited by the king's adherents, 154. Complains to the kirk session of being slandered by John Knox, 414. His letter reminding the earl of Morton of favours done to him, 474.

Maitland, Prior, of Coldingham forfeited by the king's adherents, 154.

Maitland, Thomas forfeited, 154.

Mar, earl of—An ambush laid for him, 13. Elected regent of Scotland, 258. Arrives in Leith, 261. Besieges the city of Edinburgh, 270. Suddenly breaks up the camp, 374. He dies, 411.

Marischal, lord, 474.

——— Master of, 303.

Mary, queen, her adherents lie in wait for some of the king's party, 12. They proclaim her authority at

- Linlithgow, 14. Hold a convention in Edinburgh, 129. Order the regent's adherents to leave the city, 145. Hold a parliament, 152. A conference between those in the castle, and commissioners sent from the general assembly, 156. Hold a parliament, 222. Declare the queen's renunciation of the crown null, 229. Order the clergy to pray for the queen, 231. Charge the king's adherents with oppressive measures, 519. They skirmish with their adversaries, 136, 155, 175, 244, 248, 268.
- Maxwell, lord, 130, 154, 178.
- Melvin, captain, searches Robert Lekprevik's house for the chameleon, 130. Blown up with gun-powder and dies, 175, 177.
- Merchiston, part of the houses burnt, 340.
- Methven, lord, accidentally killed, 329.
- Montrose, lord of, suspected by the king's adherents, 402.
- Morton, earl of, sent to England on the king's part, 88. Returns, 128. Defeats the queen's party near Dalkeith, 175. Taken prisoner in Stirling, 255. Appointed the king's lieutenant, 261. Lies in wait for lord Claud Hamilton, 336. Elected regent of Scotland, 413. His letter to the general assembly, 472. Vindicates his conduct towards secretary Maitland, 478. His confession, 493. Is put to death, 517.
- Murray, lady, 85.
- Murray of Tillibarnie, 11, 403.
- Mure, captain, hanged, 34.
- Napier of Merchiston, 174.
- Norfolk, duke of, his secretary intercepted bringing supplies to the queen's adherents, 262.
- Ogilvie, lord, 14.
- Orkney, bishop of, his silver plate taken, 146.
- Paisley, abbey of, taken by the Hamiltons, and re-taken by the regent, 88.

- Pont, Mr Robert, letter to him from the persecuted clergy, 306.
- Present, enigmatical, to the queen, 53.
- Prisoners on both sides, cruelly put to death, in cold blood, 336.
- Prodigies on the earl of Mar's death, 412. After the earl of Huntly's death, 486.
- Prophecies, 54.
- Ramsay, Mr William, inveighs against St Leonard's college, 375.
- Regalia, Scottish, in possession of the queen's adherents, 51.
- Reires lady, 238.
- Rowe, Mr John, 257.
- Rutherford, Mr John, his letter to John Knox, 376.
- Ruthven, lord, 325.
- Scot of Buccleugh, 10. Invaded by the English, 12. Takes the earl of Morton prisoner, 255. Is himself taken, 255.
- Seaton, lord, 2. Liberated from Edinburgh castle, 11. Assembles his forces at Holyrood-house, 12.
- Seaton Henry, murdered at Leith, 67.
- Semple, lord, taken prisoner, 22.
- Spens of Wormiston, forfeited by the king's adherents. Is killed, 256.
- Stewart of Minto, keeper of the castle of Glasgow, repels attacks upon it, 17, 172.
- Stewart of Garlies killed, 256.
- Stewart, Alexander, captain of Blackness castle, delivers the castle to the queen's party, 332. Is taken prisoner, and confined there, 442. Makes himself master of it again. 443.
- Stewart, Mr Allane, 55.
- Sussex, earl of, enters Scotland with an army, 36.
- Sutherland, earl of, 483.

Tantallon castle, 130.

Towie, house of burnt, 302.

Tynnel, tower of, destroyed, 36.

Virac, M. arrives in Scotland, 38. Taken in Dumbarton castle, 123. Arrives in Scotland, 239. Brought to St Andrews, 245. Liberated by some of the queen's party, 246. Leaves Scotland, 402.

Westerhall, laird of, killed, 321.

Witch burnt at St Andrews, 339.

FINIS.

Edinburgh,
Printed by James Ballantyne & Co.